

MINUTES  
OF THE  
TRUSTEES  
OF THE  
Internal Improvement  
Fund  
State of Florida

VOLUME XXIV

From January 1, 1943 to December 31, 1944  
Published Under Authority of Trustees Internal  
Improvement Fund



TALLAHASSEE, FLORIDA  
1945



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# 1943 MINUTES OF TRUSTEES

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Tallahassee, Florida,  
January 5, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliott, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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## SUBJECTS UNDER CHAPTER 610

Minutes of the Trustees dated November 17th, 18th, December 8th, 15th and 22nd, 1942, presented for approval.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Minutes as above be approved. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$6 per thousand from Mr. D. Graham Copeland of Everglades, Florida, for pine timber on the following described State land in Collier County:

Sections 26, 27, 28, 29, 30, Township 51 South,  
Range 32 East, 440 acres—Estimated 848,700  
feet of pine timber;

220 acres in Sections 23, 24, 25, Township 51  
South, Range 32 East—Estimated 639,100 feet of  
pine timber.

Offer on the 220 acre tract was contingent upon Mr. Copeland being able to construct a tram road into the area.

Motion was made by Mr. Mayo, seconded by Mr. Lee,

that the Trustees accept offer of \$6 per thousand for the pine timber on the land described in proposal from Mr. Copeland. Upon vote the motion was adopted and so ordered.

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Application was presented from T. W. Conley, Jr., on behalf of Austin Pearce, for the purchase of the following described land in Highlands County:

Lots 4, 5, 8 and 9—Offer of \$2.50 an acre  
 Lots 6, 7, 10, 11, 12 and 14—Offer of \$5 an acre  
 All in Section 23, Township 37 South, Range 33 East.

Land is located on the west side of the Kissimmee River extending from a quarter to one mile north of State Road No. 8. Mr. Bayless reported that Mr. Leo Bonner was also interested in acquiring a portion of this land, and recommended that the entire area be advertised for competitive bids.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees advertise for bids the lots applied for by Messrs. Conely and Bonner, located in Section 23, Township 37 South, Range 33 East, Highlands County. Upon vote the motion was adopted and so ordered.

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Consideration was given to proposal from Mrs. Bessie Alderman, Tax Collector of Okeechobee County, for the purchase of the following described land at a price of \$5 an acre:

Lots 8 to 13, Inclusive, Section 3, Township 36 South, Range 33 East, Okeechobee County, containing 201.92 acres.

Information was that the land was located on the East side of the Kissimmee River approximately four miles from State Road No. 8, appraised by the Field Agent at \$3 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$5 an acre from Mrs. Alderman for the land described. Upon vote the motion was adopted and sale authorized.

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Proposal was presented from Mr. Weldon G. Starry, Tallahassee, Florida, on behalf of client, to purchase State land described as:

NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 7, Township 1 South,  
Range 9 West—40 acres in Calhoun County.  
Offer of \$4 an acre was submitted for the tract. Information from Mr. Bayless was that offer was in line with Field Agent's appraisal.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees accept offer of \$4 an acre for the land applied for by client of Mr. Starry. Upon vote the motion was adopted and the offer accepted.

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Application was presented from Mr. Earl Wiggins, Route No. 1, Fort Myers, Florida, to purchase a small island in Section 5, Township 46 South, Range 23 East, containing approximately one-half acre of high ground and 3 $\frac{1}{2}$  acres of surrounding flats, located near the mouth of the Caloosahatchee River in Lee County. Offer of \$50 was submitted for the Island.

Motion was made by Mr. Mayo, seconded by Mr. Lee, to decline offer of \$50 for the island applied for by Mr. Wiggins, but that he be notified the Trustees would consider leasing the area if he so desired. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that on December 22, 1942, the Trustees declined proposal from the Fish and Wildlife Service of the United States for lease and option on Sanibel Island, Lee County, Florida; that the Department has raised its offer to provide for annual rental of two (2) cents an acre for lease ending January 30, 1946, with option to purchase at anytime during life of the lease at a price of \$1.50 an acre. Lease or deed to carry the provision that there will be no development of any kind on the Island but it will be kept in its natural state as a Wildlife Refuge.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the land be advertised for competitive bids. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and

reported that they were regular in all respects, had been properly checked and were submitted for consideration of the Board:

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<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	11-18-42	21
Bay	12- 7-42	6
Bradford	11-21-42	2
Calhoun	12-28-42	5
DeSoto	11-10-42	3
Franklin	12- 7-42	5
Gadsden	12-28-42	7
Hamilton	12-29-42	2
Hardee	11- 2-42	27
Hardee	12- 7-42	17
Hernando	11-17-42	1
Holmes	10-19-42	2
Holmes	12-14-42	3
Indian River	12-14-42	4
Lee	10-26-42	20
Martin	12-22-42	1
Nassau	12-21-42	4
Okeechobee	12-17-42	1
Okeechobee	12-22-42	2
Polk	10-30-42	19
Sarasota	12- 7-42	30
Sumter	11- 9-42	10
Suwanee	10- 5-42	27
Volusia	10- 5-42	52
Volusia	11- 2-42	28
Wakulla	10-15-42	3

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the Rules. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented six applications for release of reservation for State Road right of way in Lee and Orange Counties. Information was given that the requests had been submitted to the State Road Department and that such Department had approved and recommended the release of right of ways as set forth in the following Deeds:

Lee County Quit Claim Deed No. 87—To H. A. Laycock

Lee County Quit Claim Deed No. 160—To City of Fort Myers

Lee County Quit Claim Deed No. 184—To Jacob Norris

Lee County Quit Claim Deed No. 254—To Royal S. Reynolds

Lee County Quit Claim Deed No. 338—To Royal S. Reynolds

Orange County Quit Claim Deed No. 535—To E. J. Lyons

Motion was offered by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the execution and delivery of the above designated Quit Claim Deeds for releasing portions of right of ways reserved in original deeds to such parties, based on the recommendation from the State Road Department. Upon vote the motion was adopted and the deeds ordered executed.

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Pursuant to action of the Trustees December 8, 1942, reports dated December 23, 1942, were presented from the Attorney General on the following cases:

1. Leon County case of Henry Washington, represented by Mr. F. E. Harrison, Jr., requesting that the Trustees disclaim any interest in Leon County land involved in condemnation proceedings of the United States in order that Washington, former owner, may receive award deposited with the Court by the Federal Government as payment for the land.
2. Application from Florida Power and Light Company for right of way easement across Murphy Act land in Duval County.

As to 1, the Attorney General recommended that no releases be given for the tract claimed by Henry Washington and that the interest of the parties be determined by the Court with the Trustees being represented by the Attorney General.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to release or disclaim any in-

terest in the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 5, Township 1 South, Range 1 West, Leon County, title to which vested in the State by virtue of Chapter 18296; also that the Attorney General be authorized to represent the Trustees to the end that recovery of the State's interest may be had. Upon vote the motion was adopted and so ordered.

As to 2, the Attorney General advised that the Trustees had no authority under Chapter 18296 to do other with the land acquired under said Act than to sell to the highest and best bidder for cash, but that a policy had been established whereby leases had been executed in favor of the United States, such policy being predicated upon a National emergency; that in the case of Florida Power and Light Company the Trustees had no legal authority to execute leases of a permanent nature.

Consideration was given to report from the Attorney General on request from Florida Power and Light Company, and it was the consensus of opinion that while the Trustees recognized that they had no definite statutory authority, leases heretofore made had been based upon emergency in the interest of National Defense and for other necessary public purposes and believed there was ample justification for such action.

Motion was made by Mr. Larson, seconded by Mr. Watson, that in view of the public nature of the proposed construction, lease be authorized in favor of Florida Power and Light Company for building an electric power line across Murphy Act land in Duval County pursuant to request from the Federal Power Commission for interconnection with facilities of Florida Power & Light Company and the City of Jacksonville. Upon vote the motion was adopted and lease authorized.

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In connection with the making of leases and other instruments, it was the opinion of the board that it would be desirable to ask the Legislature to validate action of the Trustees heretofore taken in connection with Chapter 18296, and the Attorney General was requested to prepare such Bill.

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Comptroller Lee reported that he had received a letter from Mr. W. W. Whitehurst of Wauchula, Florida, protesting action taken by the Trustees November 18, 1942,

in reference to sale of Hardee County land in favor of A. W. Gough—sale protested by Mr. Snell Norris.

Mr. Elliot reported that based on signed statements from the Tax Assessor of Hardee County and from Dr. M. C. Kayton, to the effect that Mr. Snell Norris was a cripple and should have been entitled to Disability Exemption up to value of \$500.00, the Secretary had notified the Clerk of the Circuit Court of Hardee County that the Trustees did not claim title to the land formerly owned by Mr. Norris, and upon application to the Comptroller for cancellation of Certificate No. 3772 of 1933 certified under Chapter 18296, against Lots 6 and 7, Block D Melrose Place to Wauchula, the Trustees would recommend cancellation of said certificate.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Secretary inform Mr. Whitehurst of the facts in the case, and in the meantime the matter be held in abeyance. Upon vote the motion was adopted and so ordered.

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The Secretary presented the following applications from the War Department

1. Application for lease of approximately 3 acres of Murphy Act land in Hillsborough County, Section 31, Township 28 South, Range 18 East, requested in connection with Drew Field;
2. Application for lease of Murphy Act land in Palm Beach County, located in Sections 5, 6, 8 and 20, Township 47 South, Range 43 East, containing 647.9 acres, more or less, desired for use in connection with A. A. F. Technical Training School, Boca Raton Field.
3. Request that the Trustees of the Internal Improvement Fund join in lease from the Arthur H. Cherry Post No. 96, American Legion covering Block 38 of S. H. Peacock Subdivision to Town of Perry, Florida. Information was that delinquent taxes accrued against this lot and were not cleared under the Murphy Act prior to 1939; that the land was not certified to the State under Section 9 of Chapter 18296, but the United States desired consent by the Trustees as it was thought that the State might possibly have some claim by virtue of delinquent taxes.

As to 1, Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute lease in favor of the United States for a period ending six months from the close of the present National Emergency covering land in Hillsborough County located in Section 31, Township 28 South, Range 18 East, containing 3 acres, the land to be used in connection with Drew Field, Tampa, Florida. Upon vote the motion was adopted and lease ordered executed.

As to 2, Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize lease in favor of the United States, for a period ending six months from the close of the present National Emergency, covering approximately 647.9 acres in Sections 5, 6, 8 and 20, Township 47 South, Range 43 East, Palm Beach County; the area to be used in connection with the Air Forces Technical Training School, Boca Raton Field. Upon vote the motion was adopted and so ordered.

As to 3, Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to concur and join in lease from Arthur H. Cherry American Legion Post No. 96 to the United States for use of Block 38 of S. H. Peacock Subdivision to the Town of Perry, Florida. Upon vote the motion was adopted and so ordered.

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Letter was presented from Mr. Henry C. Tillman, Attorney for the Department of Justice, Tampa, Florida, requesting that the Trustees release State Road right of way reservation in Highlands County Deed No. 87 dated December 30, 1940, in favor of the City of Sebring. Mr. Tillman stated that the Federal Government had condemned 23.57 acres of a tract in Sebring-Highlands Subdivision but the State was not made a party to the suit. Request is now made that the right of way reservation on the 23.57 acres be released.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize release of the State Road right of way reservation on the Lots involved in the Government tract, conditioned upon approval by the State Road Department of such release. Upon vote the motion was adopted and so ordered.

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Application was presented from Wm. G. Blanchard for oil lease covering approximately 526 acres of Murphy

Act land in Township 2 North, Range 18 West, Walton County.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the application from Mr. Blanchard for oil lease on Walton County land be denied, and that the Clerk be instructed to withdraw from sale all lands in Townships 1 and 2, Range 18 West, and in Townships 1 and 2, Range 19 West, or any other lands under Chapter 18296 in the vicinity of the DeFuniak Springs oil well. Upon vote the motion was adopted and so ordered.

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Consideration was given to request from Mr. Charles J. Anderson, Groveland, Florida, for permit allowing Zion Lutheran Church and Elim Baptist Church of Groveland, to clean up weeds and rubbish from Murphy Act land located between property of the two churches.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that permission be given to Zion Lutheran Church and Elim Baptist Church, Groveland, Florida, for clearing weeds and rubbish from Murphy Act land lying between the two churches. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that application from Duval County Clerk of the Circuit Court, for cancellation of tax certificate under the Murphy Act, be deferred pending receipt of further information as to title of the land on which widow's exemption was claimed for Mrs. Fannie Seydel. Upon vote the motion was adopted and so ordered.

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Discussion was had as to suggested raises for certain employees of the Internal Improvement Fund but upon request of the Governor no decision was made at this time. It was so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
January 6, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

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Mr. Robert S. Bacon, representing the United States Engineer Office, South Atlantic Division, Orlando, Florida, submitted request from the War Department that the Trustees withdraw from sale and/or reject bids on Murphy Act land in Orange County desired by the Government in connection with the Defense program, such parcels being designated as follows :

In a Revision of Oakhurst, as recorded in Plat Book H, Page 114 in the Public Records of Orange County: Certain Lots in Blocks 1, 2, 3, 5, 6, 7 and 8; also land in Sections 16 and 21, Township 22 South, Range 30 East.

Several lots included in the above description had been advertised for sale but deeds had not been issued and it was desired that those bids be rejected and the lands withdrawn from sale. Statement was made that the United States will acquire the land included in the request by suit for Declaration of Taking and pending such action the withdrawal was requested.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize withdrawal from sale of the Murphy Act lands in Orange County involved in request from the War Department and that the Clerk of the Circuit Court of Orange County be directed to not accept applications for the purchase of such parcels; also that offers be declined on any tracts already advertised, but deeds not yet delivered. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLARD,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
January 12, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Tom Watson, Attorney General.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

### SUBJECTS UNDER CHAPTER 610

Mr. Bayless submitted proposal from Edgar B. Hamilton, West Palm Beach, Florida, on behalf of client, offering \$20 an acre for the purchase of

NW $\frac{1}{4}$  of Section 15, Township 44 South, Range 35 East, containing 160 acres in Palm Beach County.

Information was that this land was advertised for bids last year and \$12.50 an acre was the highest bid received; that the SW $\frac{1}{4}$  of the same Section was sold at \$20 an acre in July 1942 and land in the S $\frac{1}{2}$  of the Section, East of Miami Canal sold for \$30 an acre in October last.

Recommendation was that the land be advertised for bids.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees advertise for competitive bids the land applied for by Mr. Hamilton in Section 15, Township 44 South, Range 35 East, with the understanding that Mr. Hamilton's client will bid not less than \$20 an acre on date of sale. Upon vote the motion was adopted and the land ordered advertised.

Request was presented from Mr. Earl D. Farr, Punta Gorda, Florida, for re-appraisal on the following described land in Charlotte County :

Sections 8, 9, 13, 14 and 16, Township 40 South,  
Range 21 East.

Statement was made that the State's appraisal on this land

was from \$7.50 to \$10.50 an acre, while land in the immediate vicinity was selling for \$3 an acre.

Only three members of the Trustees being present, action was deferred until such time as other members could be at the meeting.

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Mr. Bayless reported that pursuant to action of the Trustees November 18, 1942, land applied for by G. L. Miller, with bid of \$800 plus advertising costs, was advertised in the Miami Herald on December 7, 14, 21, 28, 1942 and January 4, 1943:

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### NOTICE

Tallahassee, Florida, December 1, 1942

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, January 12, 1943, at 3 o'clock P. M., for the following described land in DADE County, Florida:

W $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 13, Township 58 South,  
Range 37 East, containing 80 acres.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLARD, Governor.

ATTEST: F. C. Elliot, Secretary.

The bid from Mr. Miller of \$800 being the only bid received, motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees sell the land described in the foregoing notice to G. L. Miller for the sum of \$800 plus advertising costs. Upon vote the motion was adopted and sale authorized.

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Upon application of Julius F. Stone, Jr., submitted to the Trustees November 18, 1942, for the purchase of six small mangrove islands in Monroe County, the following Notice was published in the Key West Citizen December 7, 14, 21, 28, 1942 and January 4, 1943:

## NOTICE

Tallahassee, Florida, December 1, 1942

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 3 o'clock P. M., January 12, 1943, at Tallahassee, Florida, to consider the sale of the following described submerged and sovereignty land in MONROE County, Florida:

Those certain mangrove islands in Monroe County, Florida, described as follows: Six small mangrove islands lying within an area bounded on the north by concrete arch bridge connecting Boca Chica Key and Stock Island; on the East by Boca Chica Key; on the South by Old Boca Chica Highway bridge; on the West by Stock Island. Correct description to be furnished with deed.

This Notice is published in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons whom may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

No objections were filed to the sale, and upon motion of Mr. Watson, seconded by Mr. Lee and duly adopted, the Trustees authorized consummation of sale for the six islands in favor of Julius F. Stone, Jr., upon payment of \$75 plus advertising costs.

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Mr. R. C. Alley of West Palm Beach, Florida, on behalf of Westbury Corporation, John S. Phipps and John H. Phipps, submitted application for five-year grazing lease on approximately 1500 acres of lake bottom lands adjacent to upland property owned by them on Lake Jackson, and offered twenty-five (25) cents an acre annually. Mr. Alley stated that ownership of the area was claimed by his clients and it was their understanding that lease, if granted, would be given without prejudice to their claim of ownership; that the application was made to prevent any out-

sider using the tract and not for the purpose of holding the area.

Mr. Bayless informed the board that question had arisen as to ownership of the lake bottom lands of Lake Jackson and a test case was proposed to determine title of the exposed land around Lake Jackson, between the Government Meander and the present high water mark of the Lake; that a conference had been held with the Attorney General, at which Mr. Alley and Mr. Hall were present, and it was agreeable with all parties that there would be no objection to the Trustees granting leases on Lake Jackson to adjacent owners with the understanding that the rights of the public would be preserved.

Motion was made by Mr. Watson that the Trustees authorize five-year grazing lease in favor of Westbury Corporation, John S. Phipps and John H. Phipps involving approximately 1500 acres adjoining their upland property at an annual rental of twenty-five (25) cents an acre, it being understood that lease is granted without prejudice to any rights the applicants might have or which might accrue from the Court findings, and with the further understanding that all public roads will be continued and that all rights of the public to hunting, fishing, boating and bathing shall be preserved. Motion seconded by Mr. Lee and upon vote adopted.

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Offer of \$100 an acre was submitted from Mr. A. R. Richardson, on behalf of client, Mr. Giddens of Miami, Florida, for the purchase of a small island near the mouth of Jew Fish Creek in Section 36, Township 60 South, Range 39 East, Monroe County, located adjacent to the new Overseas Highway.

Information was furnished that application had been made for this island several months ago and the Trustees declined to sell pending definite location of Overseas Highway.

Upon consideration of the application, motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline to sell the island applied for by Mr. Giddens and that it be withdrawn from sale pending final location of Overseas Highway. Upon vote the motion was adopted and so ordered.

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Application was presented from Mr. James E. Calkins, Miami, Florida, on behalf of the United States of America,

offering \$100 an acre for reclaimed land in Section 22, Township 53 South, Range 42 East, Dade County, containing an undetermined area. Statement was made that the Federal Government had purchased the Nautilus Hotel on Miami Beach, for use as a Government Hospital and desired to acquire from the State the bulkhead and filled areas outside the Government Meander including fragments on the north and south sides of Collins Island and on Johns Island outside of the meander, all lands applied for being adjacent to the Nautilus Hotel property.

Mr. Paul Kunschik, Vice-President of The Carl G. Fisher Properties, former owners of the Nautilus Hotel, was present and requested that the sale be made at the price offered subject to advertisement for objections.

Motion was offered by Mr. Watson, seconded by Mr. Lee, that the Trustees accept the offer of \$100 an acre from the United States of America for reclaimed land adjoining the Nautilus Hotel property, subject to the areas being advertised for objections as required by law; advertising costs to be paid by purchaser. Upon vote the motion was adopted and the land ordered advertised for objections.

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Governor Holland presented letter from State Geologist Herman Gunter reporting on the oil well now being drilled at DeFuniak Springs, Florida, which report was in effect that neither Mr. Sanford nor Mr. Arrington could be contacted but it was learned from oil scouts from two major oil companies that the casing had been cemented into place; that the cement plug was not on the bottom and the well was filled with 30 feet of cement which would have to be drilled out before a test could be made. This additional work would take approximately seven days.

The report was ordered filed.

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Mr. J. Ray Arnold came before the Trustees and filed reports of progress under his Exploration Contract, which were turned over to the Land Office for checking over with the State Geologist prior to consideration by the Board.

Mr. Arnold further reported that owing to the War situation and other conditions over which he had no control he had been delayed in proceeding with his explorations but he felt sure that within the next ninety days he would have the necessary instruments and machinery to go ahead with the work.

The Secretary asked for instructions as to whether or not a time limit should be set within which former owners could purchase land, title to which vested in the State under Chapter 14717, Acts of 1931, known as Everglades tax lands; that attempt was being made to notify all former owners that they would have opportunity to clear title to the lands formerly owned at a price less than the property would be sold to others. It was recommended that a certain date be designated as the deadline for exclusive right of purchase by former owner.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees set June 30, 1943, as expiration date for exclusive option to purchase by former owner. Upon vote the motion was adopted and it was ordered that proper notice be given of action taken by the Trustees, advising that after June 30, 1943, Everglades tax lands would be sold to any one at a price in line with value of the land.

Governor Holland informed the Trustees that he had been notified of the death of Mr. Hugh Taylor Birch at Fort Lauderdale, Florida, and that by his will certain valuable property owned by him located at the foot of 10th Street Causeway in Fort Lauderdale, would come to the State to be known as Hugh Taylor Birch State Park. That if satisfactory with the board, hereafter any correspondence in connection with transfer of the property would be referred to the Attorney General for handling. Disposition of the matter as outlined by the Governor was approved.

Financial Statements for the month of December are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH OF  
DECEMBER, 1942.

Receipts for the month

Land sales .....	\$ 9,134.14
Sand and shell leases.....	290.35
Sand permit .....	75.00
Mineral Lease .....	56.25
Timber lease .....	548.93
Grazing lease .....	158.36
Lease for military purposes.....	.75

Fishing Campsites .....	75.00	
Pipe Line R/W .....	75.00	
Total receipts for the month .....	\$10,413.78	\$ 10,413.78
Balance as of December 1, 1942.....		112,687.10
GRAND TOTAL .....		123,100.88
Less Disbursements for Dec. 1942.....		4,050.61
BALANCE ON HAND AS OF		
DECEMBER 31, 1942.....		\$119,050.27

DISBURSEMENTS DURING THE MONTH OF  
DECEMBER, 1942

1942	No.	Payee	Amount
Dec. 15,	117499	F. E. Bayless.....	\$ 72.28
	117500	W. B. Granger.....	21.35
	117501	Jas. H. Millican, Jr.....	35.30
	117502	Elmer Burgess.....	20.22
	117503	Ballard Donnell.....	45.00
	117504	Glades Printing Co.....	18.00
	117505	Okeechobee News.....	12.00
	117506	Rose Printing Co.....	42.00
	117507	J. Alex Arnette C C C.....	1.80
	117508	Abstract Co. of Sarasota.....	20.00
	117509	Miami Daily News.....	21.00
	117510	Glades Printing Co.....	8.67
	117511	Southeastern Telephone Co.....	7.25
	117512	Postmaster, Tallahassee.....	10.00
	117513	E. B. Savage.....	20.84
	117927	Comptroller of Florida.....	7.45
31,	126809	F. C. Elliot.....	400.00
	126810	F. Elgin Bayless.....	272.05
	126811	M. O. Barco.....	175.00
	126812	Jentye Dedge.....	175.00
	126813	H. L. Shearer.....	50.00
	126814	J. B. Lee.....	10.00
	126815	E. B. Savage.....	80.00
	126816	Protective Life Insurance Co.—Ralph D. Newman Agencies .....	2.95
	129398	Stetson O. Sproul T. C.....	1,390.50
	129399	Stetson O. Sproul T. C.....	5.68
	129713	J. Edwin Larson S. T.....	1,126.27

Total Disbursements for the month of Decem-  
ber, 1942 .....\$4,050.61

TRUSTEES INTERNAL IMPROVEMENT FUND  
 PETROLEUM OIL AND/OR GAS EXPLORATION  
 FUND UNDER CHAPTER 20667, ACTS OF 1941

Financial Statement for the Month of December, 1942

RECEIPTS

December 1, 1942..... \$2,895.00

DISBURSEMENTS—None

Balance December 31, 1942..... \$2,895.00

TRUSTEES INTERNAL IMPROVEMENT FUND  
 UNDER CHAPTER 18296

Financial Statement for the Month of December, 1942

Balance as December 1, 1942 ..... \$4,822.98  
 Land sales for the month..... 8,374.04  
 Grand Total ..... 13,197.02  
 Less disbursements for the month..... 11,318.08  
 Balance on hand as of December 31, 1942..... 1,878.94

DISBURSEMENTS DURING THE MONTH OF  
 DECEMBER, 1942

Date 1942	Warrant No.	Payee	Amount
Dec. 1,	117226	H. C. Dozier, Jr.....	\$ 125.00
	117227	Western Union Telegraph Company .....	1.63
	117228	Millard B. Conklin, A.A.G.	36.45
	117229	J. F. Cochran, Postmaster...	30.00
31,	126817	George F. Sampson.....	250.00
	126818	Ernest Hewitt .....	200.00
	126819	Helen Phillips .....	150.00
	126820	Mary Evans Voss.....	125.00
	126821	John C. Moore.....	148.13
	126822	J. R. Roberts.....	147.08
	126823	M. O. Barco.....	25.00
	126824	Jentye Dedge.....	25.00
	126825	F. C. Elliot.....	50.00
	126826	Aetna Life Insurance Co.— Ralph D. Newman Agencies .....	4.79
	129717	J. Edwin Larson, S. T.....	10,000.00

Total Disbursements for the month of Decem-  
 ber, 1942 ..... \$11,318.08

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot submitted letter dated December 14, 1942, from Mr. J. C. Handley, Chairman of the Park Board of Hillsborough County, addressed to Governor Spessard L. Holland, in which it was requested that certain lands under Chapter 18296 be conveyed to the County for park and reforestation areas. List of lands desired by Hillsborough County was attached to the letter.

The Secretary reported that he had taken the matter up with the State Park Executive and made the suggestion that if such areas should be set aside for County park and recreational purposes that title to the land should remain in the State, with supervision of such park areas to be under the Florida Board of Forests and Parks under such arrangements with the Counties as might be advantageous in development of the areas for public use, and that Mr. Malsberger had concurred in such views.

Upon discussion of the request, motion was made by Mr. Watson, seconded by Mr. Lee, that the matter be referred to Mr. H. J. Malsberger, State Park Executive, for report with recommendations as to his views on the subject. Upon vote the motion was adopted and so ordered.

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration of the board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	1- 4-43	5
Brevard	12- 7-42	15
Brevard	1- 4-43	5
Broward	12-21-42	19
Columbia	11-10-42	11
Columbia	12-30-42	4
Dade	12- 2-42	27
Dade	12- 9-42	54
Dade	12-16-42	21
DeSoto	1- 4-43	2
Duval	11-12-42	42
Jackson	12-14-42	9
Lake	12-14-42	32
Marion	1- 4-43	12
Martin	1- 4-43	2

Monroe	12- 8-42	59
Okeechobee	9- 3-42	1
Okeechobee	12-31-42	2
Orange	12- 7-42	18
Polk	11-30-42	44
Sarasota	1- 4-43	22
St. Lucie	1- 4-43	4
Suwannee	9- 7-42	11
Suwannee	11- 9-42	22
Volusia	12- 7-42	32

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject to any protest filed under the Rules. Upon vote the motion was adopted and so ordered.

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Application was presented from J. B. Christmas for release of State Road right of way reservation in Deed No. 859 Orange County. The Secretary explained that the request had been referred to the State Road Department and recommendation had been received approving release of a portion of the right of way.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees authorize execution of Orange County Quit Claim Deed No. 859 in favor of J. B. Christmas, releasing a portion of the State Road right of way as recommended by the State Road Department. Upon vote the motion was adopted and release authorized.

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Request was presented from the City of Haines City for issuance of deed covering certain land formerly owned by the City and which reverted to the State under Chapter 18296. Statement was made that certificate as required by Chapter 20424, Acts of 1941, together with check in payment for the land had been received by the Trustees and it was now in order for deed to be issued.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees authorize issuance of Municipal Deed No. 14 in favor of Haines City covering land formerly owned by said City. Upon vote the motion was adopted and so ordered.

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The Secretary presented request from the State Road Department for right of way easement across Murphy

Act land in Hillsborough County, in connection with State Road No. 341.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the Trustees execute Easement in favor of the State Road Department for Drainage Ditch purposes required for State Road No. 341 Hillsborough County—Project No. 5591—SRD No. 119. Upon vote the motion was adopted and right of way easement authorized.

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Request was submitted from the War Department for Grant of Easement in favor of the United States of America involving the following described Murphy Act land in Gadsden County, Florida, desired in connection with No. 3 Faceville Auxiliary Airport:

The N 1150 feet of the East  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 3, Township 3 North, Range 4 West, Gadsden County.

Easement was requested for the purpose of establishing a clearance zone for the approaches of the North and South runway of the Airport and the right to keep the land clear of all obstructions extending above the plane of the glide angle.

It was the opinion of the Trustees that a permit would serve the purpose for which the Government desired the land, whereupon motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees authorize permit in favor of the United States for the purposes required. Upon vote the motion was adopted and so ordered.

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Broward County Special Case was presented to the Trustees, requesting that a base bid of ten per cent of the 1932 assessed value be authorized for advertising 2276 acres of Murphy Act land in Sections 31 and 32, Township 49 South, Range 41 East, and Sections 5 and 6, Township 50 South, Range 41 East, with assessed value in 1932 of \$10,830.00. Recommendation was made by the Clerk of the Circuit Court that base bid of ten per cent of the 1932 value—\$1,083.00—be allowed owing to the existence of \$1200 of delinquent drainage district taxes which would have to be settled.

The Trustees having recently sold State land at a price of \$10 and \$20 an acre located in the vicinity of the property applied for, motion was offered by Mr. Lee,

seconded by Mr. Watson, that the Trustees decline to reduce the base bid on land in Broward County, as applied for by J. D. Hawkins. Upon vote the motion was adopted and the request denied.

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The Governor reported that he had just received telegram advising that the Circuit Court of Appeals had affirmed the Plan of Composition for Everglades Drainage District.

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Action was deferred on Hillsborough County Special case involving petition by bidders, represented by Attorneys Perry, Hahn and Campbell of Tampa, Florida, for rejection of bid made by them for the reason that the land was erroneously assessed as improved when it should have been indicated as unimproved. Consideration to be given at next meeting of the board.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

Attest: F. C. Elliot, Secretary.

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Tallahassee, Florida,

January 26, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

J. M. Lee, Comptroller

J. Edwin Larson, Treasurer

Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk

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Mr. Bayless presented application from W. P. Bevis for five year grazing lease on an area formerly covered by his lease No. 185, which lease expired May 30, 1942.

Application involved approximately 40 acres of bottom land adjacent to upland property described as Lot 3,, Section 32, Township 2 North, Range 1 West, on Lake Jackson, Leon County.

It was recalled that in July, 1942 protest had been filed by the County Commissioners of Leon County as well as from the Sports & Recreation Committee of the Tallahassee Chamber of Commerce with reference to the use of public roads by the public and the rights of fishing, hunting, boating, etc., on and around the Lake.

The Comptroller and the State Treasurer stated that they also had received protests in the past several days, since lease in favor of the Phipps interests had been authorized. Comptroller Lee stated that it was his understanding that all differences had been reconciled at the time lease was authorized January 12th, but one of the Leon County Legislators had advised him that the public was very much upset about the matter and was not satisfied with the action taken; that in view of these protests he desired to withdraw his vote in favor of lease authorized January 12th.

Governor Holland stated that he wanted to make sure that all objections would be worked out before any leases were signed, and with a view to accomplishing that suggested that prior to the next meeting Mr. Bayless, the Land Clerk, have a conference with parties protesting the leases as well as the Sports & Recreation Committee of the Chamber of Commerce, and see if some agreeable solution could not be reached, keeping in mind the rights of the public, the free use of all roads around the lake and the entrances thereto.

The suggestion of the Governor was approved as the action of the Trustees, and it was so ordered.

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Application was presented from B. C. Achemire of Fort Lauderdale, Florida, offering \$45 an acre for

Tract 29, Section 26, Township 50 South, Range 41 East, containing 14.5 acres in Broward County.

Mr. Bayless informed the board that the offer was in line with appraisal by the Field Agent and had been offered to Mr. Achemire at \$45 an acre in July, 1942; that he had decided to lease the tract at that time but now desired to purchase.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept offer of \$45 an acre from B. C. Achemire for the parcel applied for in Broward County. Upon vote the motion was adopted and sale authorized.

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Offer of \$1 an acre was presented from John Szady of Maimi, Florida, for release of statutory reservations held by the State on land owned by him in Section 21, Township 54 South, Range 35 East, containing 20 acres in Dade County.

Upon motion of Mr. Mayo, seconded by Mr. Lee and duly adopted, the Trustees agreed to accept the offer of \$1 an acre from Mr. Szady for release of statutory reservations on land owned by him in Dade County as above described.

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Letter was submitted from Mr. Edgar Hamilton of West Palm Beach, Florida, on behalf of client, applying for five (5) year grazing lease on

Section 3, Township 44 South, Range 40 East,  
and Hiatus Lots 3, 4, 5 and 6, between Townships  
43-44 South, Range 40 East, containing a total of  
1033.08 acres in Palm Beach County.

Ten cents (10c) an acre annually was offered for the lease.

Motion was offered by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize five-year grazing lease in favor of Mr. Hamilton's client on the land applied for upon payment of ten (10) cents an acre annually. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that S. H. Rogers of Tampa, Florida, held Mineral Exploration Contract covering water bottoms in Santa Rosa and Escambia Counties, which expired January 20, 1943; that prior to expiration of the contract he received letter from Mr. Rogers in which statement was made that definite assurance had been given by the Bureau of Mines of the United States that a thorough examination would be made of the area in the near future; that he desired a ninety (90) day extension of the exploration period, or to April 20, 1943.

Motion was made by Mr. Mayo that, upon proof being furnished that the U. S. Bureau of Mines would make the

examination as stated, the Trustees would extend the exploration period of Mr. Rogers' contract until April 20, 1943. Motion seconded by Mr. Larson and upon vote adopted.

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Application for grazing lease was presented from K. L. Worth of Okeechobee, Florida, with offer of \$10 annually for State land described as

Part of Lot 4, Section 23, Township 37 South,  
Range 35 East, containing 33.87 acres in Okeechobee County.

Motion was offered by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize one year grazing lease in favor of K. L. Worth on the land applied for, upon payment of \$10.00. Upon vote and motion was adopted and lease ordered issued.

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Proposal was submitted from T. W. Conely, Jr., on behalf of Mrs. Asbury Smith, offering \$10 an acre for the purchase of

All that part of the NE $\frac{1}{4}$  lying South of Hancock Meander Line in Section 31, Township 37 South, Range 35 East, (Less the E $\frac{1}{2}$  of E $\frac{1}{2}$  of NE $\frac{1}{4}$  lying South of said Hancock Meander Line) Containing 72.6 acres.

Mr. Bayless reported that Mrs. Smith held a five-year grazing lease on the land at an annual rental of twenty-five cents an acre, which lease would expire October 10, 1946.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the offer from Mrs. Smith to purchase the land in Section 31, as above, be declined. Upon vote the motion was adopted and so ordered.

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The following applications were presented for land in Dade County described as

Section 28, Township 53 South, Range 40 East,  
Containing 640 acres:

1. Herman Boyd, Miami, Florida, offers ten (10) cents an acre for renewal of his Grazing Lease No. 234;

2. Paul H. Brinson offers \$1600 for the purchase of the land.

Motion was made by Mr. Mayo that the offers presented from Mr. Herman Boyd and Mr. Paul H. Brinson, be declined and that a counter proposal be made to lease Section 28 at a price of twenty-five cents an acre annually. Motion seconded by Mr. Lee and upon vote duly adopted.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$10 an acre from C. A. Skipper, Sebring, Florida, to purchase

Lot 13 of Section 18, Township 35 South, Range 29 East, Containing 34.30 acres in Highlands County.

Upon vote the motion was adopted and so ordered.

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Letter was presented from Mr. Thomas H. Horobin, desiring information as to whether or not the Trustees would be interested in exchanging land owned by him in Hendry County for State land in Dade County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline to entertain proposal for exchange as requested by Mr. Horobin. Upon vote the motion was adopted and so ordered.

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Application was presented from Florida Inland Navigation District for right of way and spoil area through unsurveyed portion of Section 23, Township 1 North, Range 28 East, Duval County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees execute easements for right of way and spoil area in favor of Florida Inland Navigation District through State land as requested. Upon vote the motion was adopted and so ordered.

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Request was submitted from J. A. Franklin of Fort Myers, Florida, on behalf of Charles Dean, making application to lease a strip of land adjacent to Pine Island Road fill in Section 24, Township 44 South, Range 22 East, Lee County, having a frontage of 657 feet, for which

an offer was made of five (5) cents per front foot annually. Information was that Mr. Dean has cottages along this trip which he rents to fishermen and tourists during the season.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to lease the tract of land applied for by Mr. Dean at the price offered, but submit a counter proposal to lease the area for a period of five (5) years at an annual rental of \$100. Upon vote the motion was adopted and so ordered.

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Letter was presented from Mr. Joe S. White of West Palm Beach, Florida, on behalf of Richlands, Inc., reporting that one A. N. Kennedy had recently cut through the Old State Diike, which is between the mainland and Pelican Bay, allowing water to come in on Pelican Bay land, and asked that action be taken to remedy the condition.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the information furnished by Mr. White be referred to the Attorney General with authority to act, or to request the County Officials to take the necessary action. Upon vote the motion was adopted and so ordered.

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Commissioner of Agriculture Mayo reported that he had recently had a conference in Lake City, Florida, with Mr. S. J. Stubbs, of the Stubbs Lumber Company, and Mr. R. W. Farnell, with reference to sale of cypress timber on approximately 3,834 acres of land owned by the State in Township 17 South, Range 29 East, Lake and Volusia Counties, and pursuant to such conference, Messrs. Stubbs and Farnell were present to make the Trustees an offer for the timber.

Mr. Stubbs, representing S. J. Stubbs Lumber Company, submitted the following proposals for consideration by the board:

#### PROPOSAL NO. 1

S. J. Stubbs Lumber Company, Jacksonville, Florida, proposes to purchase the cypress timber on an area approximating 13,000 acres of land located in Lake and Volusia Counties at a stumpage price of \$15.00 per thousand based on Doyle

Rule, this to be for sound salable timber as cut. The S. J. Stubbs Lumber Company agrees to pay a cash deposit of \$10.00 with the above commission as a guarantee of stumpage payments. Payments to be made weekly as the timber is cut from the lands of the State.

S. J. Stubbs Lumber Company further agrees to remove from said lands a minimum of 4,000,000 feet of timber during a period of two and one-half years from the date of lease and agrees to continually operate on this timber, market conditions permitting.

The State to give the S. J. Stubbs Lumber Company a lease for a period of fifteen years.

#### PROPOSAL NO. 2

The S. J. Stubbs Lumber Company agrees to pay to the above commission a total of \$100,000 for all the timber of all kinds located on approximately 3,834 acres of land located in Lake and Volusia Counties in Township 17 South, Range 29 East.

The above amount to be paid \$25,000 on execution of the lease and the balance of \$75,000 payable as follows:

Payment to start within six months and completed within a period of  $2\frac{1}{2}$  years from date of lease payable weekly at the rate of \$20.00 per thousand for all sound cypress timber as cut.

Lease to cover above described land for a period of fifteen years.

S. J. Stubbs Lumber Company desires to have a period of 90 days from date in which to examine the lands and timber above described in the form of an option, for which they agree to deposit a sum of \$500.00 with the State. This amount is to apply on the purchase price in the event of purchase and to be forfeited upon failure to purchase.

Mr. Bayless reported that the Trustees had a cruise made about three years ago of the timber on the State

land in Lake and Volusia Counties and reported the amount of timber on the land as follows:

7,203,200 feet on entire tract of 3,834 acres of which

5,460,000 is on the Southern tract and

1,743,200 is on the Northern tract.

Information was also given that the timber on the lower tract was advertised for bids September 1, 1942, in several newspapers in the State; that only one bid was received, that being from Wilson Cypress Company in amount of \$34,000.00 for timber on a portion of the land; that the offer was declined and check deposited with bid returned to the Company's Attorney.

Discussion was had as to whether the bid of Mr. Stubbs should be considered for the tract of land which was in litigation for trespass committed by Wilson Cypress Company. It was the opinion of the board that with the great demand for lumber needed in connection with defense work, this timber should be made available for marketing as soon as possible. Statement was made that with the exception of Wilson Cypress Company, S. J. Stubbs Lumber Company, successors to Gress Lumber Mills at Jacksonville, was the only mill anywhere near that could handle this timber.

Governor Holland stated that he had promised Mr. Thomas B. Dowda of Palatka, Florida, that before any disposition was made of this timber he would be given notice; that he was not aware a bid was going to be made today and he would not agree for definite action to be taken until Mr. Dowda could be contacted. It being ascertained that Mr. Dowda was in the building he was invited in and advised that an offer had been submitted for the cypress timber in Lake and Volusia Counties.

Mr. Dowda stated that his interest was purely civic in trying to keep an industry operating in that section and not as representing Wilson Cypress Company; that he was as anxious as the board for the highest price possible to be obtained for the timber and he thought now was a good time to sell as the country was in dire need for lumber; that if the Trustees would allow him a little time he would try to get Wilson Cypress Company on the phone and ascertain if they were interested in bidding on the timber.

The Trustees agreed to withhold action until Mr. Dowda could see if he could contact Wilson Cypress Company.

Mr. Stubbs stated that he would not be interested in competitive bidding against Wilson Cypress Company as he had no animosity toward them.

Later Mr. Dowda reported that he was unable to talk with the General Manager for Wilson Cypress Company but would get a call through during the evening and could report to the Trustees Wednesday morning the outcome of the conversation.

Mr. Stubbs informed the board that he would not be able to remain over till the next day but would allow his bid to stand until Five o'clock Wednesday, January 27, and if action could not be had by that time his bid would be withdrawn. He suggested, in case his bid was accepted, that Mr. S. S. Savage, Field Agent for the Trustees, who made the cruise in 1937, be allowed to accompany him on an inspection of the timber as he was more familiar with the land than anyone he might select.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant Mr. Stubbs' request that Mr. Savage accompany him on investigation of the timber, should his bid be accepted, and it was agreed to defer action on bid received until Wednesday, allowing Mr. Dowda time to get in touch with Wilson Cypress Company. Upon vote the motion was adopted and so ordered.

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Application was presented from J. Rex Farrior, Tampa, Florida, on behalf of Mr. Welburn Guernsey, offering \$225 for the following described land, title to which vested in the State under Chapter 14572, Acts of 1929:

Lot 1 of Block 11, Unit No. 4, Beach Park, Hillsborough County.

Information was that Master's Deed conveying the land to the State set up the amount of the Decree as \$298.58 and the policy had been to have recommendation from the County Commissioners where a reduced price was under consideration.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Board of County Commissioners of Hillsborough County be requested to submit a recommendation on the

offer from Mr. Guernsey. Upon vote the motion was adopted and so ordered.

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Offer of \$2.00 an acre was presented from William E. Thompson, Tampa, Florida, on behalf of J. L. Lightsey, for the purchase of

NW $\frac{1}{4}$  of SW $\frac{1}{4}$  and S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 32,  
Township 27 South, Range 17 East—120 acres in  
Hillsborough County.

Information was that title to the land came to the State through foreclosure by the County, on account of delinquent taxes, under the provisions of Chapter 14572, Acts of 1929; that sometime ago Mr. Lightsey had offered \$1.50 an acre for the land, which was declined; that upon receipt of offer of \$2 the Board of County Commissioners was asked for recommendation and such recommendation was made approving sale at \$2 an acre.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that based on recommendation from the Board of County Commissioners of Hillsborough County, the Trustees accept offer of \$2 an acre from J. L. Lightsey for the land in Section 32 applied for, it being understood that the equity of the State and amount due the Trustees be paid in full, the County receiving its pro rata share based on reduction of the Decree amount. Upon vote the motion was adopted and so ordered.

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Application was presented from the War Department for permission to use a portion of Myakka River State Park for military purposes in connection with Army Signal Corps practice. Information was that the Florida Forest and Park Service desired to honor the request of the Federal Government but it would be necessary to have the Trustees concur in the permit.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that subject to approval of the Attorney General that reservation clause in deed to the State would not be violated the Trustees concur in permit from Florida Forest & Park Service in favor of the United States allowing use of a portion of Myakka River State Park by the Army Signal Corps. Upon vote the motion was adopted and so ordered.

Letter was submitted from Attorney General Watson reporting on case referred to him by the Trustees December 22, 1942, having reference to protest from attorneys for the Atlantic Coast Line Railroad Company against the Florida State Hospital authorities refusing to allow cutting of timber on land in Section 34, Township 4 North, Range 6 West, Gadsden County, through which the railroad company claimed a 200 foot right of. The opinion of the Attorney General, contained in letter to Mr. Reuben Ragland, Special Counsel for the Railroad Company, was that under the Grant from the United States and the State Laws governing the land in question he could find no basis for any right of way claim in the railroad over the lands in question, and recommended that the Trustees deny the claim.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the action of the Attorney General and deny any claim made by the Atlantic Coast Line Railroad Company to the land in Gadsden County and heretofore described. Upon vote the motion was adopted and so ordered.

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Mr. A. R. Richardson requested that the Trustees reconsider action taken at the meeting January 12, designating June 30, 1943, as expiration date for exclusive right by former owner to purchase land which came to the State under Everglades Drainage tax sale certificates. Request was based on the ground that sales would be practically at a standstill until that date, and suggested that one month would be ample time allowed.

There being no objection to changing the date, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees rescind action of January 12, on this subject and that former owners of lands under the classification mentioned be given one month from date notice was mailed within which to avail themselves of the opportunity of purchasing from the Trustees lands formerly owned by them on the basis adopted by the Trustees as applying to former owners. Upon vote the motion was adopted and the action of the Trustees January 22nd, rescinded.

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Motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that the following list of salaries,

expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

F. C. Elliot, Secretary and Engineer.....	\$	400.00
F. Elgin Bayless, Chief Clerk		
Land Office.....	\$275.00	
Less Insurance .....	2.95	257.65
M. O. Barco, Clerk and Stenographer.....		175.00
Jentye Dedge, Clerk and Stenographer...		175.00
H. L. Shearer, Clerk Land Office		
part time .....		50.00
J. Frank King, Compass Man for		
Field Agent .....		20.00
S. S. Savage, Field Agent.....		200.00
Protective Life Insurance Co.,		
Ralph Newman Agencies.....		2.95
E. B. Savage, Compass Man for		
Field Agent .....		50.00
L. R. Baker, Sheriff Palm Beach County		3.10
S. S. Savage, Ocala, Florida.....		24.05
E. B. Savage, Ocala, Florida.....		7.70
W. B. Granger, Belle Glade, Florida.....		18.50
Southeastern Telephone Company,		
Tallahassee, Florida.....		5.50
Jas. H. Millican, Jr., Asst. Atty. Gen.....		15.45
Florida Title and Guaranty		
Company, Jacksonville, Florida.....		10.00
J. Frank King, Ocala, Florida.....		8.75
Total.....		<hr/> \$1,438.05

#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration of the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	12-16-42	30
Baker	1-12-43	1
Citrus	12-15-42	11
Duval	12-16-42	20
Escambia	12-12-42	3
Flagler	1- 4-43	1

Franklin	1- 4-43	3
Gadsden	10-31-42	4
Hamilton	12-21-42	2
Hernando	1- 8-43	12
Hillsborough	12-21-42	55
Hillsborough	1- 5-43	60
Indian River	1- 4-43	11
Lake	11- 9-42	23
Martin	1-11-43	11
Nassau	1-11-43	5
Okaloosa	1- 5-42	3
Okaloosa	2- 9-42	3
Okaloosa	3- 2-42	4
Okaloosa	3- 7-42	4
Okaloosa	3-30-42	7
Okaloosa	4- 6-42	5
Okaloosa	4-27-42	4
Okaloosa	5-16-42	7
Okaloosa	6- 8-42	4
Okaloosa	7- 6-42	5
Okaloosa	8-31-42	4
Okaloosa	9-26-42	7
Okeechobee	1- 7-43	1
Okeechobee	1-14-43	1
Orange	1- 4-43	12
Osceola	11-23-42	5
Pasco	1- 4-43	6
Pinellas	12-22-42	61
Polk	11-30-42	5
Putnam	9- 5-42	52
Putnam	12- 5-42	18
Putnam	1- 2-43	12
Putnam	11- 7-42	21
Sumter	12-14-42	7
Suwannee	9- 7-42	20
Suwannee	12-21-42	27
Wakulla	11- 7-42	1
Wakulla	12-28-42	3
Walton	12-30-42	2
Washington	12- 7-42	21
Washington	1- 7-43	4
Washington	1-15-43	1

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest

under the Rules. Upon vote the motion was adopted and so ordered.

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Request was submitted from Mr. D. C. Smith, Attorney for the Board of County Commissioners of St. Lucie County, that the Trustees authorize a reduced advertising period on land in St. Lucie County desired to be purchased by the County for CAA-County Airport purposes, described as:

Cert. No. 495—1928)— $E\frac{1}{2}$  of  $SE\frac{1}{4}$  of Section  
 Cert. No. 1482—1933) 20, Township 34 South,  
 Range 40 East, Contain-  
 ing 80 acres with an as-  
 sessed value in 1932 of  
 \$1,000.00;

Cert. No. 497—1928)— $E\frac{1}{2}$  of Section 29, Town-  
 Cert. No. 1484—1933) ship 34 South, Range 40  
 East, except South 957  
 feet, Containing 213  
 acres, with an assessed  
 value in 1932 of \$2,000.00

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the Clerk of the Circuit Court of St. Lucie County, upon application from the Board of County Commissioners, to advertise the land described with a minimum advertising period of five (5) days from date of Notice to date of sale; in all other respects the sale to be conducted in the regular manner. Upon vote the motion was adopted and so ordered.

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Telegrams and memorandum of telephone conversation were presented from Mr. Paul Vander Schouw, West Palm Beach, Florida, Chief Farm Labor Supply Section, making request for use of a parcel of Murphy Act land in Dade County approximately 100 feet East and West by 300 feet North and South of the following described property:

Cert. No. 3312—1934)— $N\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$   
 less SAF R/W and Less  
 E 212 feet of N 300 feet;  
 $N\frac{1}{2}$  of  $E\frac{3}{4}$  of  $S\frac{1}{2}$  of

of NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Less  
SAF R/W, Section 13,  
Township 57 South,  
Range 38 East, Contain-  
ing 20.9 Acres.

It was stated that the parcel was required as a location for enlarging the tent facilities for housing farm labor in that section and would be needed till June 15, 1943.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize permit as requested by Mr. Vander Schouw on the area described for the purpose of housing farm labor, such permit to expire June 15, 1943. Upon vote the motion was adopted and permit ordered executed.

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Mr. Weldon G. Starry, Attorney of Tallahassee, Florida requested that the Trustees agree to stipulate with the United States of America in making request on the U. S. District Court for the Northern District of Florida—Case No. T-93 CIVIL-RE: U.S.A. vs. 1,295.25 acres, etc., Hartsfield, for the exclusion from the petition and declaration of taking of the following described land:

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 5, Township 1 South,  
Range 1 West, Leon County, Florida.

Assistant Attorney General James H. Millican, Jr., informed the Board that the case was one involving land formerly owned by some negroes and owing to non-payment of taxes title to the land had vested in the State under Chapter 18296, Acts of 1937; that the former owner had applied to purchase but the tract having been withdrawn from sale at the request of the War Department he was not allowed to purchase; that should the Trustees agree to stipulate it would simplify the proceedings by allowing former owner to purchase and then deal directly with the United States.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees stipulate with the United States in requesting that the Court exclude the lands involved for sufficient period to allow purchase by the former owner. Upon vote the motion was adopted and so ordered.

Mr. Weldon G. Starry, on behalf of Henry Washington, former owner of the parcel described in the foregoing action, requested that the Trustees allow a minimum adver-

tising period on the land and waive the rules allowing protests filed, since the applicant to purchase will be former owner.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the Clerk of the Circuit Court of Leon County, upon application from former owner, to advertise the

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 5, Township 1 South,  
Range 1 West, Leon County,

for not less than five (5) days from date of notice to date of sale, and that the rule be waived providing for filing of protest within 21 days from date of sale, in all other respects sale to be conducted in the regular manner set forth under the rules and regulations. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees decline to reconsider application of J. P. Harlee requesting reduction in base bid for advertising 10 acres of land in Section 15, Township 34 South, Range 17 East, Manatee County, Special Case Committee having refused to recommend acceptance of \$92.50 as base bid in lieu of \$245.00, amount required under the Base Bid rule. Upon vote the motion was adopted and so ordered.

Request was presented from Hillsborough County that the following Certificates be cancelled under authority of Chapter 20786, Acts of 1941:

Cert. No. 1959 of 1931)—Lot 23, Block C Michi-

Cert. No. 2018 of 1932) gan Avenue Estates.

Cert. No. 4590 of 1933)

such certificates having been certified to the Trustees under the provisions of Chapter 18296, Acts of 1937.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees recommend to the Comptroller of the State that the certificates enumerated be cancelled under the provisions of Chapter 20786 of 1941, the State having disclaimed any interest in the Certificates under Chapter 18296. Upon vote the motion was adopted and so ordered.

For the information of the Trustees, the Secretary reported that Florida Public Service Company of Orlando, Florida, had given notice under date of January 4, 1943, that the Company desired to withdraw its request for extension of permit as construction of the line as proposed had been abandoned.

It was the order of the Trustees that Permit in favor of Florida Public Service Company, dated November 19, 1941, for a period of one year, and extension thereof authorized October 27, 1942, be cancelled. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for easement across Murphy Act land in Brevard County for use in connection with State Road No. 341.

Upon motion of Mr. Mayo, seconded by Mr. Larson, and duly adopted, the Trustees authorized Right of Way easement in favor of the State Road Department across Brevard County land for the purpose of a Drainage Ditch along State Road No. 341—Project 4532 (DA-NR-11(1)—SRD No. 3. It was ordered that proper instrument be executed and delivered.

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It was reported that on January 12, 1943, the Trustees authorized permit in favor of the United States across Gadsden County land for use in connection with Auxiliary Airport or Field No. 3 Faceville, but later request was made that lease be executed instead of permit.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees amend action taken January 26, 1943, with reference to Auxiliary Airport No. 3 Faceville, Gadsden County, and that Lease be executed for the duration of the War and six months beyond, covering the following parcel:

North 1150 feet of E $\frac{1}{2}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 3, Township 3 North, Range 4 West, Gadsden County.

Upon vote the motion was adopted and lease authorized.

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Attention was called to letter from Clerk of the Circuit Court of Lake County, with reference to action of the

Trustees December 2, 1942, on protest filed with the Trustees in the name of Mrs. Mary R. Adams, the Clerk having declined to accept protest because of expiration of the 21-day period. It was ascertained that statement was made by Attorney for Mrs. Adams that he represented her at the sale but did not have authority to bid higher than \$75.00, the high bid being \$80.00 including costs; that upon being informed of the outcome of the bidding Mrs. Adams directed that protest be filed in her name as she felt the Lots were worth more than the bid, but owing to delay Attorney for Mrs. Adams failed to receive check and final instruction in time to file protest by November 30th, expiration of the protest period.

Request is now made by the Clerk that protest of Mrs. Adams be not allowed and that deed be issued to N. E. Valerius, the high bidder at sale November 9, 1942.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees stand by action of December 2nd, authorizing allowance of protest in the name of Mrs. Mary R. Adams, and that the Clerk be directed to proceed with re-sale as directed January 11, 1943. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that the following list of salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

The Western Union Telegraph Company, Tallahassee .....	\$ 1.78
Postal Telegraph-Cable Company, Tallahassee .....	1.20
Merritt Brown Company, Tallahassee.....	3.00
Burroughs Adding Machine Company, Jacksonville .....	14.60
Capital Office Equipment Co., Inc., Tallahassee .....	8.60
Millard B. Conklin, Asst. Atty. Gen.....	20.81
Comptroller, State of Florida.....	6.15
S. S. Savage, Ocala .....	28.05
Jas. H. Millican, Jr., Asst. Atty. Gen.....	26.39
Geo. F. Sampson, Clerk.....	250.00
Ernest Hewitt, Bookkeeper .....	200.00

Helen Phillips, Clerk-Stenographer.....	150.00
Mary Evans Voss, Clerk-Stenographer.....	125.00
Jno. C. Moore, Clerk.....	\$150.00
Less Insurance .....	1.87
	<hr/> 148.13
J. R. Roberts, Clerk.....	\$150.00
Less Insurance .....	2.92
	<hr/> 147.08
M. O. Barco, Clerk-Stenographer.....	25.00
Jentye Dedge, Clerk-Stenographer.....	25.00
F. C. Elliot, Secretary.....	50.00
Aetna Life Insurance Company, Ralph D. Newman Agencies.....	4.79
	<hr/>
Total .....	\$1,200.18

The following refund checks were issued during the month of January, 1943, under authority of the Trustees November 29, 1940:

Bona Allen, Jr., c/o J. A. Peacock, C.C.C., Calhoun County, Blountstown, Florida.....	\$25.00
City of Homestead, c/o E. B. Leatherman, C.C.C., Dade County, Miami, Florida.....	7.50
City of Miami Springs, c/o E. B. Leatherman, C.C.C., Dade County, Miami, Florida.....	5.63
City of Hialeah, c/o E. B. Leatherman, C.C.C., Dade County, Miami, Florida.....	9.38
City of Leesburg, c/o Geo. J. Dykes, C.C.C., Lake County, Tavares, Florida .....	21.88
City of Tallahassee, c/o G. G. Crawford, C.C.C., Leon County, Tallahassee, Florida.....	15.63
City of Dade City, c/o A. J. Burnside, C.C.C., Pasco County, Dade City, Florida .....	31.25
City of Sarasota, c/o J. R. Peacock, C.C.C., Sarasota County, Sarasota, Florida.....	138.13
City of Coronado Beach, c/o I. Walter Hawkins, C.C.C., Volusia County, DeLand, Florida.....	46.91
City of Chipley, c/o Leon R. Cox, C.C.C., Washington County, Chipley, Florida.....	13.13
	<hr/>
Total .....	314.44

The Secretary reported that there would be available for transfer from funds under Chapter 18296 to General Reve-

nue Fund the sum of \$15,000.00 and that the Comptroller would be requested to draw warrant in favor of the State Treasurer as follows:

TRANSFER UNDER CHAPTER 20368

J. Edward Larson, State Treasurer, for  
Transfer to General Revenue.....\$15,000.00

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
January 27, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

Mr. Mayo submitted the two proposals which were presented to the Trustees at the meeting January 26th from S. J. Stubbs Lumber Company of Jacksonville, for the purchase of cypress timber on State land in Township 17 South, Range 29 East, Lake and Volusia Counties. Information was given that Mr. Thomas B. Dowda, who had requested time to get in touch with Wilson Cypress Company and notify them of the proposed sale before final action was taken, had called at the Land Office and stated that he had given the information to an officer of Wilson Cypress Company but was not authorized to make any representation to the board.

Upon consideration of the offers from Mr. Stubbs, motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept Proposal No. 2, as set forth in Minutes of January 26th, 1943, which provides for payment of \$100,000.00 for all timber on land owned by the State

in Township 17 South, Range 29 East,—approximately 3834 acres in Lake and Volusia Counties, with cash payment of \$25,000.00 and balance within two and one-half ( $2\frac{1}{2}$ ) years from date of lease, conditioned that applicant be allowed ninety (90) days within which to make examination of the premises, for which option \$500.00 cash would be deposited with the Trustees, said amount to apply on the purchase price in the event sale consummated but forfeited upon failure to purchase, all according to the terms as set forth in the proposal. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

Attest: F. C. Elliot, Secretary.

Tallahassee, Florida,  
February 2, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Minutes of the Trustees for November 24, 1942, and January 5 and 6, 1943, be approved as submitted. Upon vote the motion was adopted and so ordered.

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The Land Clerk presented letter from J. V. Walton, Attorney for Wilson Cypress Company, in which he stated that through Mr. Thomas B. Dowda he had learned that the Trustees had sold cypress timber on 3800 acres of land in Lake and Volusia Counties in which his company has been interested. He requested information as to the

description of the land on which the timber stands, as his company claims to own approximately 1000 acres of the land in question and holds prior right of entry, the terms and conditions of the sale, the address of the purchaser; also that Wilson Cypress Company had always been notified of any proposed sale of timber on the tract in question and did not understand why they were not notified this time, especially since they had recently made a bid of \$34,000 for the timber.

Mr. Bayless reported that he had replied to Mr. Walton's letter and furnished him the description of the land, the terms of the bid, the name and address of the bidder and information as to the action of the Trustees on the bid.

Trustees approved action of the Land Clerk and the letter from Mr. Walton was ordered filed.

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Application was presented from Vose Babcock, Fort Myers, Florida, offering ten (10) cents an acre annually for two-year grazing lease on

Section 3, Township 44 South, Range 32 East—  
Hendry County.

Upon information from Mr. Bayless that the price was in line with other leases in that vicinity, motion was made by Mr. Mayo, seconded by Mr. Larson that the Trustees authorize two-year Grazing lease in favor of Vose Babcock for the land in Section 3 as applied for, upon payment of ten cents an acre annually. Upon vote the motion was adopted and lease authorized issued.

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Consideration was given to offer from Mrs. Anna Lee Marsh, Zolfo Springs, Florida, of \$82 for the

NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 22, Township 35 South,  
Range 26 East, Hardee County.

Information from Field Agent's report was that the land was cut over with a large portion of the Section being in a flag pond. Appraisal was given in at \$2 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$82 from Mrs. Marsh for the land described in Hardee County. Upon vote the motion was adopted and so ordered.

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An offer of \$217.50 was submitted from Albert R. Roehr of Sarasota, Florida, for the purchase of

Lot 1, Section 11, Township 40 South, Range 20 East, containing 70.70 acres in Sarasota County.

Information was that about one-half of the land is marshy and the remainder low, flat palmetto woods with an appraised value of \$217.10.

Upon motion of Mr. Mayo, seconded by Mr. Larson and duly adopted, the Trustees accepted offer of \$217.50 for the land applied for by Mr. Roehr, and deed was authorized.

Application was submitted from Bert C. Dyess, Moore Haven, Florida, offering \$5 an acre for one year farm lease on ten acres of marginal land lying between the old State Dike and the new Government Levee, in Section 24 Township 44 South, Range 33 East, Glades County.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees accept offer of \$5 for one year farm lease on marginal land applied for by Mr. Dyess. Upon vote the motion was adopted and so ordered.

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Request was presented from Major P. E. Gieselmann, Area Engineer for the War Department, located at Carrabelle, Florida, desiring to know if the Trustees would allow an agent of the War Department to remove dead shell located at the mouth of the Ochlockonee River in Franklin County without cost to the Government, the material to be used in connection with base at Camp Gordon Johnston.

Information from Mr. Bayless was that the location had been approved by the Conservation Department and it was a question of whether or not royalty would be charged for the material.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize an agent of the War Department to remove dead shell from an area in the Ochlockonee River described as:

Those dead oyster bars lying in the mouth of the Ochlockonee River at a point approximately two (2) miles Southeast of Walker Bridge, in Wakulla and Franklin Counties,

without payment, it being understood that all material would be used in connection with Camp Gordon Johnston.

Upon vote the motion was adopted and so ordered.

Resolution was presented from the Board of County Commissioners of Volusia County, requesting that the Trustees give permission for removal of shell from State land in Section 25, Township 17 South, Range 29 East, Lake County, to be used in repairing a detour caused by changing the road to U. S. base. Information was that authority had recently been granted the United States for removing shell from the same area to be used in connection with the Fighter Command School at Apopka, Florida. and permit to the County would be subject to Government permit.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize permit in favor of Volusia County for removing shell from State land in Section 25, Township 17 South, Range 28 East, subject however to permit issued to the United States. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented copy of Resolution adopted by the Board of County Commissioners of Leon County January 14th, with reference to leasing certain land on Lake Jackson to private individuals, in which the County Commissioners requested that before leasing any sovereign land in Leon County the Trustees of the Internal Improvement Fund hold a public hearing on the subject.

Also letter was presented from the Sports and Recreation Committee of the Chamber of Commerce, in which was recommended a provision to be incorporated in all leases to be issued by the Trustees on Lake Jackson. the inclusion of which in such leases, would eliminate any objection the Committee had to the leasing of these lands.

Mr. Mayo suggested that the Trustees allow every owner of property around Lake Jackson who had lake frontage the privilege of leasing the State land adjoining his upland holdings, making proper reservation as to the rights of the public and free entrance and access to all public roads; that with such reservations there could be no valid objection from anyone. This view was concurred in by the Governor and State Treasurer subject to amicable agreement between the County Commissioners and private interests as to the question of roads. The Governor suggested that no action be taken by the Trustees pending recommendation from the County Commissioners as to reservation for public roads around the lake.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that a map be procured showing the ownership around the Lake in order for the Trustees to have a complete picture of the situation. Upon vote the motion was adopted and it was agreed to withhold action for the present. Mr. Lee made a motion that no lease be executed on Lake Jackson until public hearing be had on the subject as requested by the County Commissioners. There being no second to the motion, it failed to be adopted.

It was agreed that the matter be held in status quo pending recommendation of the County Commissioners and receipt of the ownership map.

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Offer of \$15 an acre was presented from C. W. O'Berry, DeSoto City, Florida, for five-year grazing lease on

Lots 4 and 5, Section 11, Township 35 South,  
Range 30 East, Containing 94.12 acres in High-  
lands County.

The Land Clerk reported that lease in favor of Mr. J. R. Ramer on this property had expired in July 1942, and that application had not been received for renewal.

Upon recommendation that the tract be leased for not less than twenty (20) cents an acre annually, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of fifteen (15) cents an acre for five-year lease. Upon vote the motion was adopted and so ordered.

Motion was then made by Mr. Mayo, seconded by Mr. Larson, that former lessee be notified that the land can be leased at twenty (20) cents an acre; in the event he is not interested the counter proposal be presented to Mr. O'Berry. Upon vote the motion was adopted and so ordered.

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The Secretary presented request on behalf of the Naval Ordnance Laboratory, Navy Yard, Washington, D. C., received in his office by telephone, that the Trustees of the Internal Improvement Fund make no objection to the use of Lake Weir, Marion County, in connection with dummy bombing practice.

Motion was made by Mr. Larson, seconded by Mr. Lee, that action be deferred pending further information. Upon vote the motion was adopted and so ordered.

Comptroller Lee presented letter from J. Alex Arnette, Clerk of the Circuit Court of Palm Beach County, asking that the matter of State owned certificates on property owned by the Trustees under Chapter 14717, Acts of 1931—Everglades Drainage Act—or Trustees owned property acquired by other means, be clarified; that these certificates were a constant source of annoyance and it would be appreciated if some action could be taken to relieve the situation.

In the course of discussion as to Everglades Drainage District tax certificate land owned by the Trustees, the Governor reported that Mr. J. E. Beardsley, a member of the Board of Commissioners of Everglades Drainage District, had reported to him that there was considerable feeling as to the confusion in tax matters, particularly with reference to lands owned by the Trustees under Everglades Drainage taxes. He suggested that these lands could be cleared up with less trouble if the Trustees would allow the District to handle them along with other Everglades tax matters.

Other suggestions were submitted, resulting in Mr. Elliot being requested to get in touch with Mr. Beardsley and together with Mr. A. R. Richardson, who is working up sales on this type land, see if some policy could not be arrived at for allowing these lands to be handled by Everglades Drainage District.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296 and reported that they were regular in all respects, had been properly checked and were submitted for consideration of the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	1-18-43	4
Bradford	1- 4-43	2
Bradford	1-17-43	5
Broward	1-18-43	21
Charlotte	1-18-43	3
Escambia	1-16-43	4
Gadsden	1-25-43	5
Hardee	1- 4-43	15
Hillsborough	1-18-43	91

Lafayette	1-22-43	1
Lake	1-11-43	27
Manatee	1-4-43	32
Martin	1-18-43	12
Sumter	1-18-43	10
Hillsborough	12- 8-42	106

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Letter was presented from the Attorney General with reference to property owned by the State in Duval County, which had recently been involved in litigation with the City of Jacksonville, said property being described as:

Part Lot 121 Wilder's S/D Hansontown, South of State Street, as recorded in Deed Book 190 at Page 111.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees defer action on the subject until such time as the Attorney General can be present. Upon vote the motion was adopted and so ordered.

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Application was presented from Civil Aeronautics Administration, Department of Commerce, for right of way through Murphy Act land in Dade County, on which it is desired to locate an access road for proposed Navy YA-1 Localizer Station, in the vicinity of Miami, the parcels desired being in Section 11, Township 52 South, Range 40 East.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize right of way easement in favor of the Civil Aeronautics Administration, through land owned by the State in Section 11, Township 52 South, Range 40 East, Dade County, as described in request. Upon vote the motion was adopted and so ordered.

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Letter was presented from Florida Forest and Park Service, requesting that the Trustees withdraw from sale certain parcels of Murphy Act land in Orange County, described as being in Sections 5, 6, and 9, Township 21 South, Range 28 East, which area had been selected for inclusion in a future State Park.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees grant request of the Florida Forest and Park Service and notify the Clerk of the Circuit Court of Orange County to withdraw from sale lands owned by the State under the Murphy Act which have been selected for inclusion in a future State Park. Upon vote the motion was adopted and so ordered.

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From the Attorney General's office was submitted letter from Assistant State Attorney Louis F. Maire, 15th Judicial Circuit, reporting as to condition of buildings on Murphy Act land in Broward County, described as

Lots 33 and 34, Block 124, Progresso Lot 43,  
Block 280, Progresso.

Information furnished was that the buildings could only be classed as shacks not fit for human habitation; that the only value attached to the buildings would be some little salvage, not worth much more than cost of removal, and that the lots would be of more value with the buildings removed. The recommendation was that the Trustees authorize removal of the shacks and consent to the necessary procedure for evicting the occupants.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the recommendations of Mr. Maire, authorizing removal of the buildings on the three lots in Progresso and also consent to necessary action for vacating the property. Upon vote the motion was adopted.

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Report was presented from Clerk of the Circuit Court of Lake County, Tavares, Florida, as to the condition of Murphy Act property at Mascotte, Florida, described as

W 176 feet of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , lying  
South of Lake Street, Section 15, Township 22  
South, Range 24 East, also described as unnum-  
bered Block in SW corner Myers' Subdivision,  
Mascotte, Florida.

Information was that the parcel contained approximately 2 acres, had a dilapidated building on it practically unfit for habitation—the only value being in what lumber might be salvaged. Further that there were about 100 orange trees on the place with approximately 40 or 50 boxes of fruit; that the place was covered with heavy growth of grass and should fire break out in the section the property would be destroyed.

At the suggestion of the Secretary, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Mr. Dykes to have a fire lane plowed around the premises, 10 or 12 feet wide, and if the fruit could be sold at a profit that it be disposed of, the Clerk to present the Trustees with bill for services. Upon vote the motion was adopted and so ordered.

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Attention was called to the following recommendations submitted by the State Association of County Clerks, having reference to suggested changes in certain rules and regulations under which Murphy Act lands are sold:

- “1. Set base bid which will be accepted by Trustees for sale of land unless higher bid is made at sale, except that the Trustees reserve the right to reject any bid if they have information that bid should not be accepted.
- a. We suggest base bid of 25% of 1932 assessed value on all property except inactive sub-divisions, lots and parcels of lands subject to taxes other than regular State and County, as municipal, drainage district and special road districts etc.
- b. We suggest a base bid of 10% of the 1932 assessed value of all property subject to any taxes other than those which accrued to carry title of land to Trustees. (Delinquent city taxes are so much in many instances that similar reductions are made by them. Cities cannot realize any revenue from these lands until title reverts from Trustees.)
- c. We further suggest that all property located within old inactive sub-divisions be assessed on an acreage basis, with the Tax Assessor placing an acreage value on same as compared with similar acreage values for the year 1932. That 10% of the 1932 determined assessed value be accepted as the base bid.
2. Agent to furnish Trustees with information regarding timber and improvements, to the best of his or her knowledge and belief.
3. Permit sale of lands not less than 20 days after date of advertisement. (This will permit sales to be held on rule day with other sales, where

convenient. This will boost competitive bidding.)

4. Strike out your requirement for sending notices to former owners. (Clerks will continue to do this as a service of their office, within ten days of sale. There will be no question of your recognition of former owner's right, in issuance of deeds.)

5. Permit protest by any person or firm complying with present deposit and time required for readvertisement and re-sale."

The Trustees were unable at this meeting to give careful consideration to the recommendations of the Clerks, and it was decided to take the same under advisement with further discussion to be had at a later date. It was agreed that the Special Case rule should be continued for the time being, since it had been working out very satisfactorily. Whereupon the matter was deferred to a later meeting.

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Consideration was given to letter submitted by Comptroller Lee from W. A. Gough, with reference to controversy over sale of Hardee County land to which protest was filed by Snell Norris as former owner. (See action of Trustees November 18, 1942.)

Upon discussion of the case, which seemed to involve a family disagreement, it was decided that no action be taken at this time, pending further information.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the following bill amounting to \$25 and that the Comptroller be requested to issue warrant in payment therefor:

Oakley F. Dodd, Clerk, U. S. Circuit  
Court of Appeals, New Orleans, La. ....\$25.00

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

Attest: F. C. Elliot, Secretary.

Tallahassee, Florida  
February 9, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. William W. Charles, Assistant City Attorney of Miami, and Mr. J. O. Davis of the Finance Department of the City, came before the Trustees in connection with application to clear title to 106 parcels of land, formerly owned by the City, but which reverted to the State under Chapter 18296.

Information was given that the Trustees on December 8, 1942, authorized execution of deed in favor of the City of Miami under authority of Chapter 20424, Acts of 1941, requiring payment of \$1 per parcel upon the filing of certificate by the Clerk of the Circuit Court as to former ownership.

Mr. Charles stated that subsequent to action to the Trustees December 8, 1942, a question had come up as to whether or not the parcels in question actually reverted to the State under the Murphy Act, or whether they would come within the provisions of either of the so-called "Futch Acts." Also advised that declaration of taking had been filed by the United States involving this land but the Trustees, on behalf of the State, were not served as defendants in the condemnation suit.

Upon suggestion of the Governor, it was agreed that action be deferred until the afternoon meeting and in the meantime the Attorney General was requested to examine the records and report his recommendations.

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The Trustees recessed to meet at 2:30 P.M.

The Trustees met pursuant to recessed meeting of the morning with the following members present:

Governor  
Treasurer  
Attorney General  
Commissioner of Agriculture

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Attorney General Watson reported that he had examined the records in the case of Dade County lands applied for by the City of Miami under Chapter 20424, Acts of 1941, and was satisfied that the title to 106 parcels involved in the application reverted to the State under Chapter 18296. It was his recommendation that the Trustees affirm action taken December 8, 1942, authorizing deed in favor of the City of Miami, and direct that such deed be executed and delivered to the City, check having already been received in payment therefor, together with certificate from the Clerk as to former ownership.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that action of the Trustees December 8, 1942, be affirmed and deed executed and delivered to the City of Miami, covering 106 parcels, for which application had been made under Chapter 20424, Acts of 1941. Upon vote the motion was adopted and so ordered.

The Secretary presented the following list of bids received for lands under Chapter 18296 and reported that they were regular in all respects, had been properly checked and were submitted for consideration of the Board:

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<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Columbia	2-3-42	5
DeSoto	2-1-43	4
Flagler	2-1-43	1
Gadsden	11-30-42	1
Gulf	2-1-43	1
Hernando	1-29-43	1
Hillsborough	2-2-43	20
Manatee	2-1-43	40
Marion	2-1-43	7
Martin	1-18-43	12
Pasco	2-1-43	9
Polk	12-31-42	20
Sarasota	2-1-43	10
St. Johns	1-11-43	7

St. Lucie	2-1-43	4
St. Lucie	2-3-43	2
Sumter	2-1-43	15
Volusia	1-4-43	45

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Letter was presented from the Attorney General dated January 25th having reference to the following described lot:

Pt. Lot 121, Wilders S/D, Hansontown, south of State Street, as recorded in Deed Book 190, Page 11, located in the City of Jacksonville, Duval County.

Information was given that the Trustees had been in litigation with the City of Jacksonville over the property but the Supreme Court had ruled that the City could not foreclose against the State and the Trustees were dismissed from the suit; that it was reported there was a brick building on the lot and suggestion was made that the Trustees investigate to see if the building was occupied and by whom and whether or not the property had ever been taken possession of in the name of the State.

The Secretary was requested to make an investigation along the lines recommended by the Attorney General and make report to the board at an early date. It was so ordered.

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Request was presented from the State Road Department for Easement over four lots in Orange Park, Clay County, on which to locate a State Road Department Convict Camp.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize easement in favor of the State Road Department for a period of two years, covering four lots applied for, to be used as a site for State Road Department Convict Camp, in connection with State Road No. 3. Upon vote the motion was adopted and so ordered.

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Application was presented from the War Department for Occupation Permit and Option to Lease, involving cer-

tain Murphy Act land in Dade County, located in the subdivision of U-LE-LA in the S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31, Township 52 South, Range 41 East, comprising approximately 43 lots. Information was furnished that the Federal Government desired Permit and Option pending decision as to whether a lease would be necessary.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Occupation Permit and Option to Lease for a period ending June 30, 1943, in favor of the United States, covering the land applied for. Upon vote the motion was adopted and so ordered.

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Application was presented from the War Department for lease covering

East 39 $\frac{1}{2}$  feet of South 100 feet of North 842.7 feet of Lot 11, Block 53, Daytona, Volusia County, Florida

to block up an area already in use by the Government in connection with the Defense program in that locality.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize lease in favor of the United States covering the above described parcel of land in Volusia County. Upon vote the motion was adopted.

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Mr. L. S. Remsberg, County Commissioner of Broward County, and Mr. Tom Bryan, Member of the Board of Commissioners of Everglades Drainage District, were before the Trustees for the purpose of requesting that action be taken on resolution adopted by Broward County Commissioners recommending reduction of base bid on Murphy Act land from 25% to 10% of the 1932 assessed value.

Discussion was had as to the advisability of a blanket rule for reduction of the base bid in all counties.

Governor Holland stated that he had discussed the matter with several of the Clerks, particularly with reference to Broward County, and had suggested that the Trustees might consider adopting a rule applicable to lands within Everglades Drainage District without special reference to any particular County. That such suggestion was made with the thought in mind that each additional year of Everglades Drainage District taxes would reduce the sale value of the land.

A Zone Map of the Everglades Drainage District was displayed showing the tax rate on Murphy Act land to be in the lower brackets.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees establish a new rule for the disposition of Murphy Act property, applicable only to lands located within Everglades Drainage District in Zones 5, 6, 7 and 8, where the lands are delinquent for Everglades Drainage District taxes, making the minimum bid ten per cent (10%) of the 1932 assessed value; in all other respects the sales to be held in the usual manner including advertisement of not less than thirty (30) days. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 610

Mr. Bayless reported that pursuant to action of the Trustees December 22, 1942, land in Dade County was advertised for competitive bids upon application from Keen and Allen, on behalf of G. N. Schuck, with offer of \$10 an acre for the land. The following Notice was published in the Miami Daily News, issues of January 4, 11, 18, 25 and February 2, 1943:

#### NOTICE

Tallahassee, Florida, December 30, 1942

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, February 9, 1943, at 3 o'clock P. M., for the following described land in DADE County, Florida:

Section 22, Township 55 South, Range 38 East,  
Dade County.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

Attest: F. C. Elliot, Secretary.

Mr. Bayless stated that at the time application was received from Mr. Schuck with offer of \$10 an acre, he also had offer of \$15 an acre from Geo. H. Cooper for the E $\frac{1}{2}$  of Section 22, located on a public road, but as a bid on the entire tract Mr. Cooper offered \$11.50 an acre. Attorney for Mr. Schuck being present raised the bid to \$12 an acre. There being no other bids received, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept the offer of \$12 an acre submitted by Keen and Allen on behalf of G. N. Schuck. Upon vote the motion was adopted and the offer of \$12 an acre accepted for the land described.

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Letter was presented from E. Albert Pallot, Miami, Florida, notifying the Trustees that he and Arthur Treister were going into the service of the United States and requesting that payments be deferred on property purchased by them from the Trustees in October 1941 and January 1942. In Broward County payments to be deferred for the duration of the War and in Dade County deferment was requested till April 15, 1943.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees defer payments for the duration of the war on Broward County Contracts No. 18662, 18663, 18664, 18665, executed in favor of Arthur Treister and E. Albert Pallot, and on Dade County Contract No. 18692, executed in favor of Arthur Treister and E. Albert Pallot, the payments be deferred till April 15, 1943. Upon vote the motion was adopted and so ordered.

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Application was presented from A. C. Burke, LaBelle, Florida, offering \$2.50 an acre for the

E $\frac{3}{4}$  of Section 29, Township 43 South, Range 32 East; E $\frac{1}{2}$  of Section 5, Township 44 South, Range 32 East, Hendry County, Florida.

The offer being less than appraised value of the land, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the offer from Mr. Burke but make counter proposal to lease the area for a period of five (5) years for grazing purposes on a rental basis of twelve (12) cents an acre annually. Upon vote the motion was adopted and so ordered.

Letter was presented from T. W. Conely, Jr., Okeechobee, Florida, offering \$17.50 an acre, on behalf of Mrs. Ashbury Smith, for

100 acres of Lake bottom land in Section 31,  
Township 37 South, Range 35 East, Okeechobee  
County.

Information from the Land Clerk was that other lands in the Eagle Bay area had been sold at the price offered.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$17.50 an acre for the land applied for by Mr. Conely on behalf of Mrs. Smith. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented letter from S. J. Stubbs Lumber Company of Jacksonville, Florida, in which request was made that timber lease be immediately executed and placed in escrow in a Jacksonville Bank, covering proposal made by his company for all timber on lands in Lake and Volusia Counties which was accepted by the Trustees January 27th; lease to be held pending outcome of investigation of the timber and available to the company at any time during examination period. Also request was made that Mr. Savage be allowed to accompany agent of the Company on the exemption trip.

The Board was of the opinion that it would not be necessary to place the lease in a Jacksonville Bank as it could be prepared in a short time and delivered direct to lessee should it be called for earlier than 90 days; also pursuant to action January 26th, the Trustees had agreed that Mr. Savage accompany Mr. Stubbs on the inspection tour of the timber. It was so ordered that the foregoing be the action of the Board, and the Land Clerk was requested to instruct Mr. Savage to accompany Mr. Stubbs on the trip.

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Attorney General Watson presented application from Arthur W. Cuscaden, Jr., for a parcel of land in Citrus County, on which he wanted to construct a shack for fishing and hunting. An offer was made of \$25 annually for five-year lease on a small island comprising ten acres.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize five-year lease in favor of Mr.

Cuscaden on an island in the NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 26, Township 20 South, Range 16 East—10 acres in Citrus County—upon payment of \$25 annually. Upon vote the motion was adopted and so ordered.

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Attorney General Watson presented opinion with reference to the right of the Trustees to concur in permit for use of a portion of Myakka River State Park by the United States for military purposes in connection with Signal Corps practice. Opinion rendered was in effect that under the restrictions placed in the deed from Bertha Honore Palmer to the State, the use of the property for military purposes would seem to be a violation of the provision. It was recommended that the Florida Forest and Park Service not make any written conveyance of the property to the United States.

The Secretary reported that Mr. H. J. Malsberger, Director of Florida Forest and Park Service, had received a letter from the Trustees of the Palmer Estate in which they agreed to furnish the Park Service and the Internal Improvement Fund with written waiver of the reservation in the deed for the duration of the war in order that the Park might be used for military purposes, and that such waiver had been requested.

Motion was made by Mr. Larson that the consent of the Trustees be given in writing concurring in lease from the Forest and Park Service upon approval by the Attorney General of the waiver from the donors of the land in Myakka River State Park. Motion seconded by Mr. Mayo and upon vote adopted.

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Mr. J. F. Riley, Jr., of Palm Beach, Florida, representing Westbury Corporation, John S. Phipps and John H. Phipps, reported that he had conferred with the County Commissioners of Leon County with reference to the necessary roads around Lake Jackson, pursuant to action taken by the Trustees January 12th, and February 2nd, and that definite agreement had been reached on four locations; that there was some question as to one road and the Phipps' interests had left that to be determined by him and the County Commissioners. Mr. Riley asked if it would be agreeable with the Trustees in the event he was able to satisfy the County Commissioners on the four road locations, to have the leases executed and delivered without having to come back before the Board for final approval.

Action taken by the Trustees January 12th, 26th and February 2nd, 1943, was reviewed. Also, pursuant to suggestion of Mr. Mayo, map was displayed showing ownership around Lake Jackson, and information was that practically all the owners would take leases of the exposed areas lying between their upland property and the waters of the Lake.

Mr. Bayless again presented the following:

1. Letter from the Sports and Recreation Committee of the Tallahassee Chamber of Commerce dated January 30, 1943, in which the Committee agreed on reservation to be included in leases on Lake Jackson, with the proviso that no leases be executed until the Board of County Commissioners of Leon County had been satisfied on all points concerning public roads. The letter also urged that public hearings be had in matters of this nature especially where there were controversial interests.
2. Resolution adopted by Board of County Commissioners of Leon County dated January 12, 1943, on the subject of leases around Lake Jackson, in which request was made that before the Trustees of the Internal Improvement Fund grant any leases to sovereign lands in Leon County, public hearings be held.

In connection with the letter and resolution, Mr. Bayless informed the Board that with the inclusion of the proposed reservation, the Sports and Recreation Committee would have no objection to the leases, and since the Phipps' interests had agreed to satisfy the County Commissioners on the question of public roads, he knew of no other objections except from cattle owners who brought cattle in from other sections to graze around the lake; that in conversation with the Chairman of the Board of County Commissioners he had concurred in his (Mr. Bayless') views that the only thing to be accomplished by a public hearing would be to hear from parties having a personal interest in the area.

Discussion was had on various features affecting land surrounding Lake Jackson, including the legal claim of upland owners to expose strip between the meander line and the present water line, which question was in process of litigation. Also the advisability of establishing a precedent by holding a public hearing on this question. It was

the opinion of the Trustees that nothing could be gained by such public hearing, especially in view of the fact that all roads deemed necessary by the County would be preserved and all interests of the public protected by reservations in any leases granted, however it was to be understood that there was no disposition on the part of the Trustees to deny any person the right to appear before the board and present any objections he might have to the leasing of land on Lake Jackson. The Governor asked that the County Commissioners be informed of the position of the Trustees on this subject.

Motion was made by Mr. Mayo that the Trustees adopt a policy, in dealing with the meadows surrounding the present waters of Lake Jackson, of allowing owners of land abutting on the Lake the right to lease the exposed areas between the meander line and the present waters of the Lake at twenty-five cents an acre annually subject to two reservations—

1. That the County Commissioners of Leon County be satisfied that necessary public roads remain open giving the public access to the Lake, and
2. Reserving to the public the right to hunting and fishing, not only on the Lake but any of the area covered by said leases, or any leases to be executed on the Lake area, as well as the right to bathing and boating.

Motion seconded by Mr. Larson and upon vote adopted.

The Governor stated that it was his understanding that authorization had been given January 12th to execute lease in favor of Westbury Corporation, John S. Phipps and John H. Phipps, conditioned upon the question of public roads being worked out with the County Commissioners, and there was no need for further action. This view was concurred in by the other members.

Application from W. P. Bevis, submitted to the Trustees January 26th, was again presented requesting five-year grazing lease on Lake Jackson covering areas formerly included in Lease No. 185 in his favor.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees execute five-year grazing lease in favor of W. P. Bevis, covering exposed areas of Lake Jackson, between the meander line and the present water line of the Lake, adjacent to his upland ownership; payment to

be twenty-five (25) cents and acre annually and lease to be subject to same restrictions applying in the Phipps' lease. Also that this action apply to all property owners around the Lake should they desire to secure leases in front of their property. Upon vote the motion was adopted and so ordered.

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The Secretary presented memorandum of telephone conversation between his office and J. E. Walker, County Engineer for Marion County, on behalf of Warren D. Brown of the Naval Ordnance Laboratory, Washington, D. C., by which request was made that the Trustees of the Internal Improvement Fund interpose no objection to the use by the Navy Department of Lake Weir, Marion County, in connection with dummy bombing practice.

Information was given that the request had been submitted to the Trustees February 2nd and action withheld pending further information as to the attitude of the County Commissioners of Marion County and the public generally. Pursuant to such action the following telegram dated February 4th, was received:

“1943 FEB 4 AM 11:50

Ocala, Fla.

Fred C. Elliot

State Capitol

Copy of County Board action on matter handled with you by phone follows Stop Addressed to Officer in Charge Naval Ordnance Laboratory Navy Yard Washington DC. Reference is had to request communicated to this Board by Mr. Warren D. Brown of your service that you be advised whether Marion County Florida has any objection to the use of Lake Weir in said County for the purpose of running certain tests of ordnance. This is to advise that the Board of County Commissioners of Marion County in session assembled today instructs me to say that the County has no objection whatever to your use of said Lake for said purpose and will be glad to cooperate with you in any manner possible. Signed R. Bruce Meffert, Chairman Stop There is no objection from local residents Stop Please advise action taken by telegram and mail me copy of permission by your Board if granted. Thanks.

J. E. Walker.”

Based on the above telegram, informal approval was given February 4th by three members of the Trustees to use of Lake Weir for the purpose stated.

Upon assurance given in telegram from Mr. Walker, setting forth the position of the Board of County Commissioners of Marion County, and the further assertion that there was no objection from local residents, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees of the Internal Improvement Fund affirm the informal action of three members of the board February 4th, and agree that they will interpose no objection to use by the Navy Department of Lake Weir, in Marion County, for the purpose set forth in request. Upon vote the motion was adopted and so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

Attest: F. C. Elliot, Secretary.

Tallahassee, Florida

February 17, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor of the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

W. G. Blanchard, Frank Pepper and J. L. McCord came before the Trustees and stated that they had interested certain Texas oil men in coming in with them for the purpose of exploring and developing the area covered by their Exploration Contract No. 228 dated October 4, 1941. Mr. Blanchard introduced the group from Houston, Texas, as

J. Perry Scranton  
David M. Picton, and  
Tom Scurry

Information was that these men were willing to come into Florida and start actual development on the area under lease, provided the Trustees would agree to a few changes in the exploration contract and form of lease.

Motion was made by Mr. Watson, seconded by Mr. Mayo that the Trustees' meeting in connection with matters to be presented by Mr. Blanchard and associates be declared an executive session. Upon vote the motion was adopted and the Trustees went into executive session.

The Attorney General reported that he had conferred with the parties and had prepared revised exploration contract and lease form which met the views of the applicants and which he recommended that the Trustees adopt; that there were two material changes desired in original contract and lease, one being a provision for extending the exploration contract for a period of ten (10) years, and the other changing the assignment clause. Explanation of the changes requested was made by Mr. Petteway substantially as follows:

- “1. The present Blanchard contract expires about April 4, 1943, and the proposed amended contract would be for an extended period of eighteen (18) months from April 4, 1943, with a possibility that it might be extended under its terms for as long as ten (10) years. In order for the contract to be extended for as long as ten years, or beyond the original eighteen months of the amended contract, the grantee must either commence operations for the drilling of a well on the contract lands on or before October 4, 1944, or execute and deliver to the Trustees on or before that date a release of not less than five hundred thousand acres from said contract. Additional one-year extensions would be granted in the same way, but in no event could the contract under this clause be extended beyond April 4, 1953.
- “2. The amended contract provides that it may be assigned only with the written consent of the Trustees of the Internal Improvement Fund just as the existing contract provided, however, Mr. Watson has advised Mr. Scranton that he would recommend that the board relieve Mr. Scranton of this limitation in so far as any interest Mr. Scranton might acquire in the con-

tract is concerned. This could be handled by a separate agreement between the Trustees and Mr. Scranton without changing the contract as written.

"Most of the changes in the lease form are with reference to technical matters concerning operations and the production of oil, gas, or other minerals. The lease form does not place any limitation upon the right of assignment. The limitation on the right of assignment would be confined to the exploration contract. The proposed amended contract carries a cash consideration of \$1,000 for its execution and described the same lands and areas as described in the existing contract."

Information was that Mr. Scranton and Associates would acquire an undivided interest in Contract No. 228 issued to W. G. Blanchard and Associates, and in so far as their interest will appear amendment to the assignment clause is desired.

As a reason for requesting the change in assignment clause Mr. Scurry stated that it was most essential that the operators have right of assignment without securing the consent of the Trustees; that if they were not free to handle the land without restriction they would be at a great disadvantage; that in their set-up they had three companies operating in the oil business and when it was advantageous from a financial standpoint to have anyone of the three companies operate in a certain area it would be necessary to assign the contract to such company; that they were going into this proposition seriously and if there was oil on these lands the Scranton interests were here to stay, and the right for freedom of assignment was very vital.

Governor Holland stated that he was not in favor of making the change in assignment clause of the contract, it being his opinion that should occasion arise for transfer of the contract from one company to another, there would be no disposition on the part of the Trustees to refuse such request. That should the Trustee agree to this change in one contract it would have to apply in all contracts.

The Attorney General expressed it as his opinion that since the majority of the area was under water and

since the Trustees were anxious to have explorations progress as rapidly as possible, that some concessions might be made to get men of the caliber of Mr. Scranton to come in and actually start development; that these men were tops in their line and that their record would stand up under any investigation.

The Texas group explained to the Trustees the manner in which explorations were made, the type equipment used, the time and expense necessary in preliminary work, and gave a general picture of the oil business as operated in other States having laws pertaining to oil operations. They stated that with only an eighteen (18) months contract they would not have opportunity to explore anything like the area in question.

Discussion was had as to the effect of these changes on the proposed Everglades National Park, and Governor Holland stated that he had secured the approval of Mr. Harold J. Ickes, of the Department of Interior, to the conditions of the present exploration contract but could not say what his reaction would be to extension of the exploration period to ten years, however, if it was the desire of the board he would submit the matter to the Federal Bureau and ascertain their views. Also, he did not think that this Board should tie the hands of future boards by extending the exploration contract as requested; that a portion of the park area, land and water, covered by the exploration contract was among the most valuable from the Park standpoint, especially that area surrounding Whitewater Bay and on down to Cape Sable.

Mr. Larson explained that he was not aware that any of the park area was included in the contract, but he felt if something could be worked out agreeable to both parties, now was the time to do it as this was a real opportunity which the Trustees should take advantage of.

Mr. Blanchard asked if leases were called for on the land affected by the Park, which had been explored by his company, would not that eliminate any objection by the Federal Government as to extension of exploration period on the Park area. The Governor replied that under the contract they had the privilege of taking leases on any areas they desired to designate, but unless there was prospect for oil he did not see any point in taking out leases.

It was suggested that possibly the areas affected by the proposed Everglades National Park could be eliminated

from exploration or development, which would take care of any objection from the Federal Government.

Messrs. Scranton, Picton and Scurry having retired for conference, returned to the room and notified the board that they would be willing to associate themselves with the Blanchard interests without the change requested in the assignment feature of the contract.

The only question then left to be settled was the extension clause and discussion centered on eliminating those inland waterways and west coast areas deemed most important from the park standpoint.

Mr. Blanchard and associates, and Mr. Scranton and associates, indicated that they would be agreeable to excluding certain lands within the park areas, provided the Trustees would give assurance that in the event such parcels were relinquished from the park boundaries they would not be leased to any competitive oil company.

The board assured Mr. Blanchard and Mr. Scranton that should the areas included in the present Contract No. 228 be relinquished from the Park boundaries, they would be given opportunity to lease the same before considering application from other parties.

Attorney General Watson stated that it was his understanding that final agreement had not been reached as between Mr. Blanchard and Associates and Mr. Scranton and Associates, pending decision of the Trustees on the requested changes in contract and lease form, and suggested that final action of the Trustees be conditioned upon these parties consummating their agreement to become associated in the exploration contract and lease.

Whereupon motion was made by Mr. Watson that request for extension and amendment of Exploration Contract No. 228, dated October 4, 1941, and amendment and modification of lease form attached thereto, in the form submitted to and considered by the Trustees of the Internal Improvement Fund at this meeting be approved with the following understanding:

1. That before any papers shall be delivered by the Trustees of the Internal Improvement Fund final agreements shall be perfected and announced to this board whereby J. Perry Scranton and associates of Texas become associated with William

G. Blanchard and Associates for the purpose of exploration and development of the areas under Contract No. 228; and

2. That the papers be so drawn as to exclude from any exploration or development for a period of not less than two years, and thereafter if the Everglades National Park shall be set up, all sovereignty lands lying along the West coast of Florida, north of Cape Sable; also those sovereignty areas lying within the many indentations extending back into the mainland, and those areas between the islands off-shore and the mainland, within the boundaries of the proposed Everglades National Park area, including Whitewater Bay, Coot Bay, Pone de Leon Bay, Oyster Bay, and similar waters within said area, as well as all sovereignty lands lying not less than five hundred (500) feet beyond the mean low water mark along the mainland within said area.

Mr. Watson moved that amendment authorized by the Trustees February 17th, 1942, to Contract No. 228 in favor of W. G. Blanchard and Associates dated October 4, 1941, which was executed by the Trustees but never delivered to Mr. Blanchard, be now cancelled and revoked and that Mr. Blanchard announce to the Board for the record that he agrees to and accepts the revocation of the amendment, to become effective upon the signing of the contract and agreements under discussion at this meeting. Motion seconded by Mr. Larson, and upon vote adopted.

Mr. W. G. Blanchard, on behalf of himself and associates, stated that it was agreeable with him and that he accepted the revocation of the amendment to his Contract No. 228, authorized by the Trustees February 17, 1942.

The Chairman stated that upon the announcement by Mr. Blanchard as above, that the amendment to the original contract is hereby annulled and cancelled and all rights thereunder revoked and done away with. It was so ordered.

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Attorney General Watson reported that he had ready for execution the Oil Lease authorized by the Trustees November 17, 1942, in favor of Humble Oil Company of Mobile, Alabama, covering scattered lands in Collier County owned by the State.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the lease in favor of Humble Oil Company be executed and transmitted to Mr. Doyle E. Carlton, attorney for said Company. Upon vote the motion was adopted and so ordered.

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## AFTERNOON SESSION

### ALL PRESENT

Mr. Mayo presented letter from Mr. S. S. Savage, tendering his resignation as Field Agent for the Trustees, and expressing his appreciation to the board for its confidence and cooperation. Mr. Mayo informed the board in talking with him Mr. Savage had stated that he had reached the age where he felt he was not physically able to continue the work like it should be done, and since he had completed cruises of practically all State land with timber it would be best for him to resign and he would like his services to be terminated as of March 1st: that with reference to timber land under the Murphy Act, he recommended that some person in each County investigate the timber as there was so little left it would cost more than the timber was worth for one man to visit each county.

Motion was made by Mr. Larson, seconded by Mr. Lee, that if Mr. Savage would not reconsider, that his resignation be accepted. Upon vote the motion was adopted.

The Trustees expressed regret in accepting the resignation of Mr. Savage and asked that he agree to continue with the Trustees until the examination of the timber in Lake and Volusia Counties had been completed.

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Mr. Bayless presented application from Mrs. Mary Anne Smith of Starke, Florida, to purchase State land in Putnam County described as

Lot 8, Section 8, Township 10 South, Range 23  
East, Putnam County,

offering \$145.50 or the lot. Information was furnished that the appraisal of the Field Agent was \$145.50.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$145.50 from Mrs. Smith for the land above described. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$1.50 an acre submitted from Shackelford, Farrior & Shannon, on behalf of V. H. Osborn, for land in Section 35, Township 48 South, Range 30 East, Collier County, said land being included in the proposed oil lease in favor of Humble Oil Company. Upon vote the motion was adopted and the offer declined.

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Application was presented from J. E. Kersey to purchase the following State land located approximately eight miles northwest of Miami on the south side of Snake Creek Canal:

N $\frac{1}{2}$  of Lots 3 and 4, Section 35, Township 51 South, Range 41 East, Dade County, containing 53.42 acres.

Offer of \$20 an acre was made for the land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept \$20 an acre for the land applied for by Mr. Kersey, such price being in line with appraisal by the Field Agent. Upon vote the motion was adopted and so ordered.

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Offer of \$250 was submitted from Fred H. Mellor, Fort Myers, on behalf of client, for a small sovereignty island in Caloosahatchee River containing 3.81 acres, described as being in

Section 27, Township 45 South, Range 23 East, Lee County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the sovereignty land be advertised for competitive bids provided Mr. Mellor would agree to bid not less than \$250 on date of sale. Upon vote the motion was adopted and so ordered.

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Letter was presented from J. B. Lee, requesting that he be paid \$20 per month for his services in looking after timber of the State on land in Volusia and Lake Counties, his compensation at this time being \$10 per month.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees pay Mr. J. B. Lee \$20 per month for

his services effective March 1, 1943. Upon vote the motion was adopted and so ordered.

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Offer of \$325.00 was presented from Theodore B. Schwer for Lots 3, 5 and 7, Block A, Harvey's S/D of Sarasota, Section 30, Township 36 South, Range 18 East, Sarasota County.

The Secretary reported that the title to this land reverted to the State through foreclosure by Sarasota County under the provisions of Chapter 14572 of 1929, and that amount of Decree was \$177.15.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept offer of \$325.00 from Mr. Schwer for the three lots above described. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$1.50 an acre for land in Levy County, title to which vested in the State through foreclosure under Chapter 14572, Acts of 1929, described as follows:

NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 26, Township 14 South,  
Range 18 East,

for the reason that appraisal on the land was in excess of the offer made. Upon vote the motion was adopted and the offer of M. S. Johns declined.

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Request was submitted from J. B. Kilbride of Atlanta, Georgia, that the Trustees hold in abeyance disposition of Palm Beach County land held by the Trustees under Everglades Drainage District tax sale Certificate No. 302 of 1929, comprising 18 acres in Section 12, Township 44 South, Range 36 East, such request being made for the reason that he has been called into the armed service of the United States.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees withdraw from sale the land referred to by Mr. Kilbride, as the former owner, pending his release from the United States army. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that the following list of salaries, ex-

pense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

F. C. Elliot, Secretary and Engineer.....	\$ 400.00
F. Elgin Bayless, Chief Clerk	
Land Office .....	\$275.00
Less Insurance .....	2.95
	<hr/> 272.05
M. O. Barco, Clerk and Stenographer	175.00
Jentye Dedge, Clerk and Stenographer	175.00
H. L. Shearer, Clerk Land Office	
Part time .....	50.00
Protective Life Insurance Co.	
Ralph Newman Agencies .....	2.95
Southeastern Telephone Company,	
Tallahassee, Florida .....	5.50
J. R. Bullock, Ass't Attorney	
General .....	2.50
E. R. Bennett, Clerk Circuit Court	
Broward County .....	10.00
Rose Printing Company,	
Tallahassee, Florida .....	27.50
Miami Daily News, Inc.,	
Miami, Florida .....	18.38
The Miami Herald, Miami Florida .....	17.15
F. E. Bayless, Chief Land Clerk,	
Tallahassee, Florida .....	76.30
W. B. Granger, Belle Glade, Florida	20.60
	<hr/>
TOTAL .....	\$ 1,252.93

Financial Statements for the month of January are as follows:

## TRUSTEES INTERNAL IMPROVEMENT FUND UNDER CHAPTER 610

Financial Statement for the Month of January, 1943

### RECEIPTS FOR THE MONTH

Land Sales .....	\$ 3,431.64
Land Sales—Chapter 14572—	
Palm Beach County .....	50.00

## Land Sales—Chapter 14717—

Palm Beach County .....	14.21	
Farm Leases .....	4,107.09	
Timber Leases .....	402.82	
Grazing Leases .....	2,012.99	
Sand and Shell Leases .....	310.99	
Sale of Printed Minutes of Trustees .....	2.00	
Reimbursement, Cost Advertising .....		
Sale of State Lands .....	22.00	
Refund of Court Cost— .....		
Entry No. 17,611 .....	50.60	
Fishing Campsite .....	37.50	
		<hr/>
Total Receipts for January, 1943 .....		\$10,441.84
Balance as of January 1, 1943 .....		\$119,050.27
GRAND TOTAL .....		129,492.11
Less Disbursements for January, 1943 .....		1,438.05
BALANCE ON HAND AS OF JANUARY 30,		
1943 .....		128,054.06

DISBURSEMENTS DURING THE MONTH OF  
JANUARY, 1943

Date	Warrant	Payee	Amount
1943	No.		
Jan. 30,	152057	F. C. Elliot .....	\$ 379.60
	152058	F. Elgin Bayless .....	257.65
	152059	M. O. Barco .....	168.60
	152060	Jentye Dedge .....	168.60
	152061	H. L. Shearer .....	50.00
	152062	J. Frank King .....	20.00
	152063	S. S. Savage .....	193.60
	152064	Protective Life Insurance Co.—Ralph Newman Agen- cies .....	2.95
	153052	E. B. Savage .....	50.00
	153394	L. R. Baker, Sheriff .....	3.10
	153395	S. S. Savage .....	24.05
	153396	E. B. Savage .....	7.70
	153397	W. B. Granger .....	18.50
	153398	Southeastern Telephone Co. ....	5.50
	153399	James H. Milican, Jr., AAG .....	15.45
	153400	Florida Title and Guaranty Co. ....	10.00
	153401	J. Frank King .....	8.75

Victory Tax entered, but warrant not issued .....	54.00
Total Disbursements for January, 1943.....	\$ 1,438.05

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TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941.

Financial Statement for the Month of January, 1943

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RECEIPTS

January 1, 1943 .....\$2,895.00

DISBURSEMENTS

None

Balance—January 31, 1943 .....\$2,895.00

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TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

Financial Statement for the Month of January, 1943

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Balance as of January 1, 1943 .....\$ 1,878.94  
Land Sales for the month ..... 22,099.63

GRAND TOTAL .....\$23,978.57  
Less Disbursements for the month ..... 16,131.15

BALANCE ON HAND JANUARY 30, 1943.....\$ 7,847.42

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DISBURSEMENTS DURING THE MONTH OF  
JANUARY, 1943.

Date 1943	Warrant No.	Payee	Amount
Jan. 30,	150790	Geo. F. Sampson .....	\$ 239.60
	150791	Ernest Hewitt .....	193.60
	150792	Helen Phillips .....	145.10
	150793	Mary Evans Voss .....	121.10
	150794	John C. Moore .....	143.23

150795	J. R. Roberts .....	142.18
150796	M. O. Barco .....	25.00
150797	Jentye Dedge .....	25.00
150798	F. C. Elliot .....	50.00
150799	Aetna Life Insurance Co. Ralph D. Newman Agencies	4.79
152065	J. Edwin Larson S T .....	15,000.00
152846	Comptroller of Florida .....	6.15
	Victory Tax Entered but warrant not issued .....	35.40

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Disbursements for January, 1943 .....\$16,131.15

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### SUBJECTS UNDER CHAPTER 18296

Mr. Watson reported that his office had been working on a new set of rules and regulations governing sales under the Murphy Act and there were a few changes he would like to suggest for consideration; that he had prepared copies for each member and would like them to be studied and at the next meeting have Mr. Millican, Assistant Attorney General, explain the difference in the old and proposed new rules. Copy of the proposed changes was given to each member of the Trustees.

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Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in every respect, had been properly checked and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	1-20-43	30
Dade	1-20-43	53
Hamilton	2- 8-43	5
Hillsborough	11- 3-42	49
Holmes	1-11-43	1
Holmes	2- 8-43	2
Levy	2- 8-43	3
Liberty	1- 5-43	1
Orange	2- 1-43	10
Seminole	1-11-43	25
Volusia	2- 1-43	15
Walton	1-12-43	1

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept the bids listed above and au-

thorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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The following applications were presented for deeds to Murphy Act land as provided under Chapter 20424, Acts of 1941, having reference to land formerly owned by municipalities:

Hardee County—Town of Zolfo Springs, Florida  
Pinellas County—Town of Gulfport, Florida.

The Secretary reported that the law had been complied with and it was in order to authorize deeds as requested.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the following deeds under Chapter 20424:

Hardee County Municipal Deed No. 15—Town of  
Zolfo Springs  
Pinellas County Municipal Deed No. 16—Town  
of Gulfport

Upon vote the motion was adopted and deeds authorized executed and delivered.

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Request was presented from the Florida Forest and Park Service for withdrawal from sale of the following Murphy Act land in Bay, Orange and Washington Counties, desired for future State parks:

Bay County—In Secs. 22, 23, 25, 26, 27, Twp.  
4 S., Rg. 15 West;

Orange County—In Secs. 5, 8, 9, Twp. 24 S., Rge.  
28 East;

Washington County—In Secs. 5 and 7, Twp. 1 S.,  
Rge. 16 West.

Upon vote the motion was adopted and so ordered. that action be deferred and that the Florida Forest and Park Service be requested to furnish list of lands under the Murphy Act which they desired for proposed parks and a map showing the location of the various areas. Upon vote the motion was adopted and so ordered.

Two proposals were presented to the Trustees from Clerk of the Circuit Court of Volusia County, I. Walter Hawkins, as follows:

1. Offer of \$6 per thousand for small tract of timber on Sections 3 and 4, Township 18 South, Range 30 East;
2. Offer of \$1,400 for purchase of approximately 1200 acres of land in Volusia County in Sections 29, 30, 31 and 40, Township 13 South, Range 32 East, located around the Tomoka Basin area, with some timber on the land.

Motion was made by Mr. Larson, seconded by Mr. Lee, that action be deferred on Volusia County proposals until an investigation can be made to ascertain amount of timber on the two tracts. Upon vote the motion was adopted and so ordered.

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Application was presented from the American Telephone & Telegraph Company of Atlanta, Georgia, for right of way easement through Murphy Act land in Duval County, one rod wide through Lot 1, Block 1, North Dinsmore Farms, in Section 42, Township 1 South, Range 25 East. An offer of \$17 was made for the easement on the basis of 50 cents per rod. Information was that the Lot was assessed in 1932 at \$20.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees authorize execution of easement in favor of American Telephone & Telegraph Company across Lot 1, Block 1, North Dinsmore Farms, upon payment of \$17. Upon vote the motion was adopted and so ordered.

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The Secretary presented report of timber values on eleven parcels of Marion County land, for which bids had been received and transmitted to the Trustees by the Clerk on Reports 34, 35, and 36, dated 1-2-42; 12-7-42 and 1-4-43, respectively.

Upon consideration of the report, motion was made by Mr. Mayo, seconded by Mr. Larson, that all bids listed on the Report be declined with the exception of bid as follows:

Report No. 34 Sale of 11-2-42—N $\frac{1}{2}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 7, Township 16 South, Range 20 East—Bid of \$20—Timber valued at \$3.75, Frank Peterson, bidder;

that owing to the small amount of timber, the bid of Mr. Peterson in amount of \$20 be accepted. Upon vote the motion was adopted and all bids reported declined except that of Frank Peterson.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following list of salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

Capital City Publishing Company, Tallahassee, Florida .....	\$	44.50
Capital Office Equipment Co., Inc., Tallahassee, Florida .....		1.50
Lewis W. Petteway; Ass't. Attorney General, Tallahassee .....		22.80
Edwin R. Williams, Clerk District Court of the U. S., Tampa .....		29.00
Postmaster, J. F. Cochran, Tallahassee, Florida .....		30.00
S. S. Savage, Field Agent, Ocala, Fla.....		86.55
E. B. Savage, Compass Man, Ocala, Fla....		25.90
Comptroller, State of Florida .....		33.30
Geo. F. Sampson, Clerk .....		250.00
Ernest Hewitt, Bookkeeper .....		200.00
Helen Phillips, Clerk-Steno .....		150.00
Mary Evans Voss, Clerk-Steno .....		125.00
Jno. C. Moore, Clerk .....	\$150.00	
Less Insurance .....	1.87	148.13
J. R. Roberts, Clerk .....	150.00	
Less Insurance .....	2.92	147.08
M. O. Barco, Clerk-Steno .....		25.00
Jentye Dedge, Clerk-Steno .....		25.00
F. C. Elliott, Secretary .....		50.00
S. S. Savage, Field Agent .....		200.00
E. B. Savage, Compass Man .....		95.00
Aetna Life Insurance Co., Ralph D. Newman Agencies, Tallahassee, Fla. ...		4.79
TOTAL .....	\$	1,693.55

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida.

March 2, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. E. Bayless, Land Clerk

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Mr. Bayless reported that pursuant to action of the Trustees January 12, 1943, land in Dade County was ordered advertised for objections only, and land in Palm Beach County advertised for competitive bids, with sale date for both parcels set for February 23, 1943; that upon information that a quorum of the Trustees would not be present February 23rd, three members informally approved the sale of Dade County land, subject to any objections that might be presented up to time scheduled for said sale; that at the time of sale as advertised for the two parcels Land Clerk and a clerk from the Secretary's office were present in the Board room to receive any bids or protests; that the offer of \$100 an acre from the United States of America, represented by the law firm of Loftin, Calkins, Anderson, Scott & Preston of Miami, Florida, was the only bid received for Dade County land, and no objections were presented or filed to the sale; that two bids were received for Palm Beach County land as follows:

Harbro Realty Company—\$8 an acre, and  
Edgar G. Hamilton, on behalf of Joe Friedheim—  
\$20 an acre.

The following Notice was published in the *Miami Herald*, Miami, Florida, in the issues of January 20, 27, February 3, 10, and 17, 1943:

### NOTICE

Tallahassee, Florida. January 16, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 12 o'clock Noon, February 23, 1943, at Tallahassee, Florida, to consider the sale of the following described submerged and sovereignty land in DADE County, Florida:

Such of the following described lands as are sovereignty lands, title to which is in the State of Florida, which lie West of the Government Meander in Sections 22 and 27, Township 53 South, Range 42 East, Dade County: Said lands are identified as surrounding and near the Nautilus Hotel, including Johns Island and a certain marginal part of Collins Island, in the above Sections, Township and Range, containing an undetermined area.

The lands are further identified as being part of Lot 41, Block 1; part of Lot 1, Block 7; part of Lot 11, Block 6, "Nautilus Sub.," and Collins and Johns Islands, all as shown on "OFFICIAL MAP ADOPTED NOVEMBER 3, 1920, OF THE CITY OF MIAMI BEACH, FLORIDA—REVISED JULY 1st, 1941."

Accurate description to be furnished with deed.

This Notice is published in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have opportunity to present the same on date of sale as therein provided.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees confirm action taken by three mem-

bers of the Trustees February 22, 1943, and authorize sale of the land described in the foregoing notice to the United States of America at a price of \$100 an acre, plus cost of advertisement. Upon vote the motion was adopted and so ordered.

Also, the following Notice was published in the Palm Beach Post, West Palm Beach, Florida, in the issues of January 20, 27, and February 3, 10, and 17, 1943:

### NOTICE

Tallahassee, Florida, January 16, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, February 23, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

NW $\frac{1}{4}$ , Section 15, Township 44 South, Range 35 East, containing 160 acres, more or less, in Palm Beach County.

This Notice is published in compliance with Sections 270.8 and 270.9 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the Trustees accept bid of \$20 an acre from Edgar Hamilton, on behalf of Joe Friedheim, West Palm Beach, Florida, for the land described in the foregoing notice, that being the highest and best bid received on date of sale. Upon vote the motion was adopted and sale authorized.

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H. D. Perry of Miami, Florida, presented an offer of \$20 an acre for the following described land:

NW $\frac{1}{4}$ ; NE $\frac{1}{4}$  of NE $\frac{1}{4}$  and N $\frac{1}{2}$  of SE $\frac{1}{4}$  and

NE $\frac{1}{4}$  of Section 34, Township 51 South, Range 41 East, Dade County, Containing 219.90 acres,

and on behalf of Mrs. Kate E. Perry, offered \$20 an acre for:

N $\frac{1}{4}$  of Section 35, Township 51 South, Range 41 East, Containing 320 acres in Dade County.

Mr. Bayless reported that appraisal on this land was \$50 an acre. Whereupon, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer submitted by Mr. Perry, but that counter proposal be made to lease the tract for a period of five years at annual rental of fifty cents (50c.) an acre, with the provision that should the land be purchased by Mr. Perry at any time during the term of lease, the amount paid in as rent would be applied toward the purchase price. Upon vote the motion was adopted and so ordered.

Upon request from Mr. Perry that the Trustees have the land re-appraised, it was agreed that the land be examined at some future date.

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Mr. Edgar G. Hamilton, on behalf of client, J. C. Chewning, requested that the Trustees advertise for competitive bids the following described land in Palm Beach County, located on the South side of Palm Beach Canal in the vicinity of 20-Mile Bend:

Section 3, Township 44 South, Range 40 East;  
Hiatus Lots 3, 4, 5 and 6, between Townships  
43/44 South, Range 40 East. 1033.08 acres.

Mr. Hamilton agreed that his client would bid not less than \$5 an acre for the land on date of sale.

Mr. Bayless reported that the land was under five-year lease to J. C. Chewning.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees authorize advertisement of the land with the understanding that Mr. Chewning will bid not less than \$5 an acre on date of sale; also that sale be made subject to outstanding lease. Upon vote the motion was adopted and the land ordered advertised.

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Edgar G. Hamilton presented application of clients,

Cornelius and Baggs, for purchase of approximately 115 acres of marginal land in

Sections 4 and 5, Township 38 South, Range 35 East, Okeechobee County, located in the Eagle Bay section.

\$7.50 an acre was offered for the land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$7.50 an acre from Cornelius and Baggs for the land above described. Upon vote the motion was adopted and contract ordered prepared for execution.

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Edgar G. Hamilton, on behalf of Joe Friedheim, requested permission from the Trustees to construct a road along the West bank of Miami Canal, from the Clewiston road south to a point opposite Bolles Canal. Information was furnished that Mr. Friedham owns several thousand acres of land in Township 44 South, Range 35 East, and the road was desired in connection with his holdings.

The Trustees were of the opinion that this was a matter which should be handled by Everglades Drainage District, therefore no action was taken. It was suggested that Mr. Hamilton present the request to Everglades Drainage District.

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#### SUBJECTS UNDER CHAPTER 18296

Transfer was made to General Revenue Fund from Murphy Act sales during the month of February 1943, and warrant was drawn as follows in favor of the State Treasurer:

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer, for  
Transfer to General Revenue.....\$30,000.00

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The following refund checks were issued during the month of February, 1943, under authority of the Trustees November 29, 1940:

Lemuel Milerson, c/o Ross C. Sawyer, C.C.C., Monroe County, Key West, Florida.....	\$ 50.00
Joseph R. Kemp, c/o Ross C. Sawyer, C.C.C., Mon- roe County, Key West, Florida.....	50.00
City of Haines City, Florida, c/o D. H. Sloan, Jr., C.C.C., Polk County, Bartow, Florida.....	5.00
City of Key West, c/o Ross C. Sawyer, C.C.C., Monroe County, Key West, Florida.....	356.37
Total .....	\$ 461.37

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
March 15, 1943.

The Trustees of the Internal Improvement Fund met on  
this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer

F. C. Elliot, Engineer and Secretary

Governor Holland stated that he had called the meeting for the purpose of presenting protests he had received from several parties to time limit for former owners to purchase land, title to which vested in the Trustees through settlement with Everglades Drainage District under the provisions of Chapter 14717, Acts of 1931. Information was that at the meeting of the Trustees January 26, 1943, it was agreed to allow former owners of land until March 15th the exclusive right to purchase; after that date sale to be made for the best price obtainable.

Letters were read from Herbert D. Beck of Palm Beach County and Senator J. A. Franklin of Lee County, in which it was stated that their clients had paid State and County taxes on lands claimed by the Trustees, had made settlement with Everglades Drainage District as provided under the 1941 Act, had paid the 1941 and 1942 taxes and thought they had cleared the land of all outstanding Drainage District taxes; that there was no record on the assessment roll that the State claimed any title and they felt some action should be taken so owners would not lose their property or have to pay the Trustees large amounts to clear the land.

The Secretary reported that each year since the settlement with Everglades Drainage District in 1931 the Trustees had certified list of State owned lands (including those, title to which vested under Chapter 14717, Acts of 1931), to Everglade Drainage District for extension on the assessment rolls of the various counties. Also that lists had been mailed to the Clerks of the Circuit Courts requesting that certificates be not issued and sold on such lands; that the Trustees had settled all taxes against these lands including the years 1941 and 1942.

In order to allow time for working out cases where misunderstanding has arisen as to ownership, motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees extend the time to April 1st, within which former owners may have exclusive option to purchase, and that the Secretary submit a report of amount the Trustees had in lands evidenced by Everglades Drainage District tax sale certificates and amount received from sales to date. Upon vote the motion was adopted and so ordered.

Comptroller Lee stated that he seconded the motion with the understanding that all sales pending in favor of former owners be given the same advantage as the several cases here presented, which was agreeable to the other members and so ordered.

Mr. A. R. Richardson, with whom the Trustees entered into agreement for sale of Everglades tax certificate lands, being present was asked if extension of the time would be of any disadvantage to him. Mr. Richardson replied that it would not if deeds could be made covering sales already

made and for which money had been received. He stated that registered notice had been mailed to all former owners, or person last paying taxes, where their addresses could be found and in most instances he had been able to locate such persons.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,

March 16, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

J. M. Lee, Comptroller

J. Edwin Larson, Treasurer

J. Tom Watson, Attorney General

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F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk

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Mr. J. Ray Arnold, representing Arnold Oil Explorations, Inc., requested that the Trustees extend Exploration Contracts and Options to Lease No. 224 dated October 4, 1941, and No. 248 dated February 2, 1942, for a period of six (6) months and submitted a check in the sum of \$500 for such extension. Information was furnished that should the extension be granted it would afford Mr. Arnold an opportunity to complete arrangements for going forward with his exploration work, which he had been unable to do up to this date.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees grant extension of Contracts

No. 224 and 248 in favor of Arnold Oil Explorations, Inc., for a period of six months upon payment of \$500.00, it being understood that no further extension or concessions would be given to Mr. Arnold unless those things required under the terms and conditions of his leases were performed. Upon vote the motion was adopted and check for \$500.00 was deposited with the Trustees in payment for such extension.

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Mr. J. L. Toler and Mr. A. E. Freel, representing Florida Land and Exploration, Inc., were present and requested that the Trustees extend the suspension clause granted September 22, 1942, covering a portion of Exploration Contract and Option to Lease No. 223, dated October 4, 1941, so as to include the entire area involved in the Contract, proof having been submitted to the Land Department that owing to exclusion orders from the War Department of the United States, together with shortage of manpower and materials, it would be almost impossible for the Company to proceed with explorations on the land for the duration of the war.

Further information was furnished that the Company had finished and reported on preliminary geophysical work practicable to be done on class (c) areas in Jackson, Calhoun, Washington and Holmes Counties, but restrictions placed on adjoining areas made it impracticable to continue geophysical or geological work.

Based on statements made by Messrs. Toler and Freel and proof submitted, motion was made by Attorney General Watson, seconded by Mr. Larson, that the Trustees grant the same extension as authorized by resolution dated September 22, 1942, covering a portion of the area under Contract No. 223, making such extension applicable to the entire area.

Upon vote the motion was adopted and it was ordered that proper instrument be drawn by the Attorney General and copy delivered to Florida Land and Exploration, Inc.

Pursuant to above action, the following Resolution was adopted:

#### R E S O L U T I O N

WHEREAS, on the 22nd day of September, 1942, the Trustees of the Internal Improvement Fund of Florida

adopted a resolution granting to Florida Land and Exploration, Inc., an extension of its oil and gas exploration Contract No. 223 dated October 4, 1941, as applied to Bay, Escambia, Franklin (West of Apalachicola River), Gulf, Okaloosa, Santa Rosa and Walton Counties, because exploration work in said territory had been specifically excluded by military authority and the said Florida Land & Exploration, Inc., in and by said resolution was granted a period of ten months from the date when the ban of the exclusion order applying to said territory shall be vacated or lifted within which to complete explorations under said contract, and

WHEREAS, lands in the counties of Jackson, Calhoun, Washington and Holmes were not included within said extension; and

WHEREAS, the said Florida Land & Explorations, Inc., has made it appear to said Trustees that the entire area covered by said exploration contract should be embraced in the extension granted in said resolution dated September 22, 1942; now therefore

BE IT RESOLVED that the extension granted in said resolution dated September 22, 1942, be and the same is hereby made applicable to lands embraced in said contract and lying in the counties of Jackson, Calhoun, Washington and Holmes; and

BE IT FURTHER RESOLVED that the terms and conditions of said exploration contract dated October 4, 1941, and referred to herein, be and the same are hereby suspended for a period of ten months from the date when the ban of the exclusion order applying to said territory shall be vacated or lifted, within which said Company may have time to complete explorations and exercise the option to take leases as therein provided.

Mr. Watson stated to the Trustees that all requirements of the Trustees for the final execution and delivery by the Trustees to William G. Blanchard of the Exploration Contract and Option to Lease, with form of oil, gas and mineral lease attached thereto, which was considered by the Trustees at their meeting on Wednesday, February 17, 1943, have been complied with, and that all members

of the Trustees have signed the revised draft of the said contract. The signed Exploration Contract and Option to Lease, dated February 27, 1943, with lease form attached, was then submitted to and considered by the Trustees.

Mr. Watson then made the motion, which was seconded by Mr. Larson, that the signed Exploration Contract and Option to Lease, with lease form attached, be approved, and that the secretary of the Trustees be authorized and instructed to deliver a signed copy thereof to William G. Blanchard upon Blanchard signing two copies, one of which would be retained by the secretary for the Trustees, and the other delivered to Blanchard. The motion was voted upon and carried unanimously.

Mr. Watson then submitted to the Trustees a written assignment, dated March 3, 1943, from William G. Blanchard and wife, Louise L. Blanchard, to J. P. Scranton, of Houston, Texas, duly signed and acknowledged by Blanchard and his wife and signed by Scranton, assigning to Scranton a three-fourths undivided interest in the said Exploration Contract and Option to Lease, subject to the terms of a contemporaneous agreement between Blanchard and Scranton. Mr. Watson called attention to the fact that written consent of the Trustees was necessary to enable Blanchard to complete the assignment by making final delivery of it to Scranton, and stated that Blanchard had made request for the consent of the Trustees to the assignment.

Mr. Watson then made a motion, which was seconded by Mr. Larson, that written consent by the Trustees be given to the said assignment by Blanchard to Scranton. The motion was unanimously carried.

The Trustees directed that written consent of the board be transmitted to Mr. Blanchard, signifying approval and permission of the Trustees to assignment in favor of J. P. Scranton of a portion of Exploration Contract and Option to Lease dated February 27, 1943.

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Attorney General Watson submitted to the Trustees a letter and memorandum dated March 13th, 1943, "Re: Lands Acquired Under the Settlement with Board of

Commissioners of Everglades Drainage District," in which he reported that condemnation suit No. 613—Civil was now pending in the Federal Court at Miami on the question of whether or not the lands which came to the Trustees under the 1931 settlement were subject to redemption by the original owners under Section 15 of Chapter 20658, Acts of 1941; that Judge Holland of the United States District Court, Southern District for Florida, had rendered a decision in the condemnation suit holding that the original owner of the property had a right to redeem Certificates 4127 and 4128 of 1928 in accordance with the provisions of Chapter 20658, Acts of 1941.

Mr. Watson stated that in the particular case in question the amount due the Trustees would be reduced from approximately \$300 to \$25.00; that he thought the opinion could be reversed and wanted authority from the Trustees to appeal the case to the Circuit Court of Appeals.

Discussion was also had as to the desirability of a suit in the Supreme Court of Florida to pass on the question raised in the Miami Case, in order to have a decision from the State Courts.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Attorney General be authorized to appeal the decision of Judge Hollard of the United States District Court; also that authority be given the Attorney General to make a case in the Supreme Court of Florida for the purpose of securing an opinion on the question of redemption, under Chapter 20658, Acts of 1941, by original owners of land, title to which vested in the Trustees of the Internal Improvement Fund through settlement with Everglades Drainage District in 1931. Upon vote the motion was adopted and so ordered.

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The Secretary having been requested to submit statement of amounts received by the Trustees from sale of lands, title to which vested in the Trustees through settlement with Everglades Drainage District, presented the following statement of account:

LANDS HELD BY TRUSTEES COVERED BY EVERGLADES DRAINAGE DISTRICT TAX SALE CERTIFICATES AS PROVIDED FOR UNDER CHAPTER 14717, ACTS OF 1931

County	Paid by Trustees For Certificates	Sold				Total Taxes Incl.	Taxes Omitted	Remaining
		1931, to 11-21-41	11-21-41 to 3-15-43		Total			
		Taxes	Added					
Broward	\$ 50,259.91	\$ 1,068.89	\$	5,673.67	\$ 6,742.56	\$ 43,517.35		
Dade	6,533.29	394.27		374.14	768.41	5,764.88		
Glades	21,676.74			65.54	65.54	21,611.20		
Hendry	3,145.73			100.49	100.49	3,045.24		
Highlands	274.25	274.25			274.25	None		
Martin	6,066.96					6,066.96		
Okeechobee	5,211.44					5,211.44		
Palm Beach	75,572.60	16,415.89		9,654.20	26,070.09	49,502.51		
Totals	\$168,740.92	\$ 18,153.30		\$ 15,868.04	\$ 34,021.34	\$134,719.58		

Pursuant to action of the Trustees December 22, 1942, Tiers 24, 26, and 28, Section 14, Township 50 South, Range 41 East, Newman's Survey, Broward County, was ordered advertised based on proposal from L. S. Remsberg, on behalf of Frederick Peters, to bid not less than \$20 an acre on date of sale. The following Notice, which also included land owned by the State Board of Education, was published in the Hollywood Sun, Hollywood, Florida, in the issues of February 12, 19, 26, March 5 and 12, 1943:

## N O T I C E

Tallahassee, Florida, February 6, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida offer for sale and will receive competitive bids at Tallahassee, Florida, March 16, 1943, at 12 o'clock Noon, for the following described lands in BROWARD County, Florida:

All Tiers 24, Section 14-50-41, 65.37 acres.

All Tier 26, Section 14-50-41, 62.94 acres.

All Tier 28, Section 14-50-41, 60.60 acres.

All Tier 32, except Lot 1, Section 14-50-41, 45.83 acres.

All Tier 34, except Lot 1, Section 14-50-41, 43.40 acres.

All Tier 36, Section 14-50-41, 51.06 acres.

All Tier 38, Section 14-50-41, 46.62 acres.

All Tier 40, Section 14-50-41, 22.98 acres.

All Tier 42, Section 14-50-41 .80 acres.

All Tiers 58, 60 and 62, Section 16-50-41, 57.25 acres.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees and the Board of Education reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund and the State Board of Education.

SPESSARD L. HOLLAND,  
Governor.

ATTEST:

F. C. Elliott, Secretary, Trustees

Colin English, Secretary State Board of Education

Upon call for bids, the following were submitted for Tiers 24, 26 and 28, Section 14, Township 50 South, Range 41 East, Newman's Survey—188.91 acres

L. S. Remsberg, for Frederick Peters—\$22.50 an acre.

Paul Rhode—\$22.00 an acre

E. Klatt—\$750.00 for 3 Tiers.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer of \$22.50 an acre from L. S. Remsberg, on behalf of Frederick Peters, for Tiers 24, 26 and 28, as described in the foregoing Notice. Upon vote the motion was adopted and so ordered.

Mr. Remsberg requested that deed be made in the name of Miami Beach First National Bank, as Trustee.

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Mr. Bayless presented offer of \$2 an acre from T. W. Conely, Jr., Okeechobee, Florida, for State land described as:

Lots 3, 4, 5, 6, 7, 8, 9, 11 and 12, Section 20, Township 36 South, Range 33 East, Okeechobee County, Containing 248.69 acres.

Information was that the land in question is located in the Kissimmee River marsh and has been appraised at \$2 an acre.

Motion was made by Mr. Larson seconded by Mr. Lee, that the Trustees accept the offer from Mr. Conely of \$2 an acre for the land applied for. Upon vote the motion was adopted and so ordered.

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Application was presented from E. C. Mills of Clewiston, Florida, for five-year grazing lease on State land described as:

Sections 8, 9, 10; E $\frac{1}{2}$  of Section 17; All Section 21, Township 44 South, Range 33 East, Containing 2889 acres in Hendry County,

for which he offered twelve (12) cents an acre annually.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize five-year grazing lease on the land applied for by Mr. Mills upon payment of rental at the rate of twelve cents an acre annually. Upon vote the motion was adopted and lease ordered issued.

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Offer of five cents an acre was presented from Joe A. Hilliard of LaBelle, Florida, for five-year grazing lease on

Section 31, Township 46 South, Range 31 East, Hendry County.

Report from the Land Office was that land in the same locality had been leased at a price of twelve cents an acre and recommendation was that the same price apply in this case.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees decline to lease the land applied for by Mr. Hilliard at the price offered, but that counter proposal be made that five-year grazing lease would be issued upon payment of twelve cents an acre annually. Upon vote the motion was adopted and so ordered.

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Proposal was presented from Murray W. Overstreet, on behalf of R. D. Lyons, Moore Haven, Florida, to purchase the following described marginal lands lying between the Government meander and the United States Levee right of way:

In Sections 2 and 3, Township 42 South, Range 32 East; In Sections 27, 34 and 35, Township 41 South, Range 32 East, with total acreage of 911.01 in Glades County.

Mr. Bayless reported that there was no appraisal on the land and he had no information as to its value, except from the Tax Assessor who valued it around \$2 an acre.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the land be advertised for competitive bids and in the meantime the Land Department have appraisal

made of the property. Upon vote the motion was adopted and so ordered.

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Request was presented from Honorable Rivers Buford applying for five-year commercial oil and gas lease on the water bottoms in the vicinity of Cedar Key, in the event J. Ray Arnold should surrender his exploration contract and option to lease covering such area.

Mr. Arnold having been given an extension on his contract, no action was deemed necessary on request from Judge Buford.

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Offer of \$15 an acre was submitted from E. G. Watts of Miami, Florida, for the purchase of

Section 28, Township 53 South, Range 40 East,  
Dade County.

Information was furnished that the location of the land is in the vicinity of Graham's Dairy, is under lease at present on a rental basis of twenty-five cents an acre, and Field Agent's appraisal values the land at \$50 an acre.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the offer from Mr. Watts be declined. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees accept offer of \$5 from Mel Haughton, Jr., Company, Jacksonville, Florida, on behalf of Seabert E. Farris, for release of oil and mineral reservations retained by the Trustees in the following described land:

Lots 5 and 6, Block 22, Ortega Farms, Township  
3 South, Range 26 East, containing 11.1 acres in  
Duval County, Florida.

Upon vote the motion was adopted and quitclaim deed ordered issued to Mr. Farris.

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Letter was presented from Jeff T. Smith, Okeechobee, Florida, offering \$15 an acre for 31 acres of lake bottom land in

Section 33, Township 37 South, Range 35 East,  
Okeechobee County, Florida.

Mr. Bayless reported that the land is located in the vicinity of Eagle Bay and recent sales in that area have been at the rate of \$17.50 an acre.

Motion was offered by Mr. Watson, seconded by Mr. Larson, that the Trustees decline offer of \$15 an acre, but submit counter proposal to Mr. Smith to accept \$17.50 an acre for the land. Upon vote the motion was adopted and so ordered.

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Application was presented from the United States for occupation permit covering the

E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 8, Township 57 South,  
Range 40 East, Dade County, Florida.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the request of the United States be allowed and Occupation Permit be executed and transmitted. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Watson, to decline offer of \$50 from William J. Bulloch, Monticello, Florida, for the purchase of two small islands located about one mile off shore from the mouth of the Fenholloway River in Taylor County, containing approximately eight acres. Upon vote the motion was adopted and the offer declined.

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Proposal was submitted from A. C. Burke, LaBelle, Florida, for five-year grazing lease on

E $\frac{3}{4}$  of Section 28, Township 43 South, Range 32  
East, Hendry County,

with offer of twelve cents (12c) an acre annually for such lease.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize five-year grazing lease in favor of A. C. Burke, covering the land described, upon payment of twelve cents an acre annually. Upon vote the motion was adopted and lease ordered drawn.

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Mr. Bayless reported that he had received a letter from the S. J. Stubbs Lumber Company in which statement was made that it would be satisfactory to have two

leases on the timber area in Lake and Volusia Counties known as the "Crow's Bluff Tract"; one for the area north of Crow's Bluff Bridge and one for the tract south of the bridge.

It was satisfactory with the Trustees that the leases be so drawn and the Land Clerk was directed to prepare two leases covering the area and submit to the Trustees for approval.

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Messrs. F. F. and J. E. Ravlin of Miami, Florida, submitted an offer of \$500 for a parcel of land in Monroe County adjoining the fill on Jew Fish Creek and adjacent to the OverSeas Highway right of way. Statement was made that applicants were constructing defense houses in Monroe County and desired to purchase the parcel applied for with a view of building boat slips and a filling station thereon.

Mr. Bayless reported that the Trustees had received several offers for the area around Jewish Creek but had declined to sell, pending completion of the new OverSeas Highway, and had withdrawn the tract from sale.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees decline offer from the Messrs. Ravlin for land around Jewfish Creek, that area having been withdrawn from sale for the reason stated. Upon vote the motion was adopted.

Mr. Ravlin asked if the Trustees would notify him should there be any change in their position as to sale of the area. Whereupon the board directed that Mr. Ravlin be notified in case action was rescinded.

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Mr. Bayless presented application from L. S. Remsberg of Fort Lauderdale, Florida, offering \$22.50 an acre for the following described land in Broward County:

Lot 1, Tier 32, and Lot 1, Tier 34, Section 14, Township 50 South, Range 41 East, Newman's Survey.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept price of \$22.50 an acre from Mr. Remsberg for purchase of the land applied for. Upon vote the motion was adopted and so ordered.

Mr. Elliot submitted offer from Welburn Guernsey of Tampa, Florida, in amount of \$225 for the following described land, title to which vested in the Trustees under provisions of Chapter 14572, Acts of 1929:

Lot 1, Block 11, Unit 4, Beach Park, Hillsborough County.

Information was furnished that Decree in this case amounted to \$298.50, and pursuant to the usual practice of the Trustees the County Commissioners of Hillsborough County were asked for recommendation; that letter had been received from said Board approving the sale at the price offered, agreeing that the County would assume the loss.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees accept \$225 offered by Mr. Guernsey for the lot described, it being understood that the State and Trustees would receive full pro rata share of amount of Decree. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor. Motion was adopted.

E. B. Leatherman, C.C.C., Dade County .....	\$ 45.98
Southeastern Telephone Company, Tallahassee .....	7.85
J. R. Bullock, Asst. Atty. Gen.....	24.25
E. R. Bennett, C.C.C., Broward County...	10.00
Ross C. Sawyer, C.C.C., Monroe County...	2.00
Roy R. Raulerson, C.C.C., Okeechobee County .....	1.75
D. C. Coleman, Sheriff, Dade County.....	2.85
J. Alex Arnette, C.C.C., Palm Beach County .....	1.65
T. S. Caro, Renado Building, Key West, West, Florida.....	25.00
Angus H. McInnis, Key West, Florida...	25.00
Sidney J. Catts, Jr., Atty. at Law, West Palm Beach .....	25.00
Samuel H. Adams, Atty. at Law, West Palm Beach .....	25.00

Mickler and Mickler, Attys. at Law, St. Augustine .....	33.29
Glades Printing Company, Inc., Moore Haven .....	14.08
News Tribune, Inc., Fort Pierce.....	7.50
The Citizen Publishing Company, Key West .....	18.00
The Clewiston News, Clewiston, Florida .....	15.43
The Hollywood Sun-Tattler, Hollywood .....	13.50
The Miami Herald, Miami.....	29.40
Palm Beach Publications, Inc., West Palm Beach .....	6.00
Palm Beach Sun, Palm Beach, Florida...	34.25
F. C. Elliot, Secretary and Engineer.....	400.00
F. Elgin Bayless, Chief Clerk, Land Office .....	\$ 275.00
Less Insurance .....	2.95
	<hr/>
	272.05
M. O. Barco, Clerk and Stenographer.....	175.00
Jentye Dedge, Clerk and Stenographer...	175.00
H. L. Shearer, Clerk, Land Office (Part Time) .....	50.00
Protective Life Insurance Co., Ralph Newman Agencies .....	2.95
J. B. Lee, Timber Guard.....	40.00
Financial Statements for the month of February, 1943, are as follows:	

**TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610**

**FINANCIAL STATEMENT FOR THE MONTH OF  
FEBRUARY, 1943**

Receipts for the month

Land Sales .....	\$3,950.06
Farm Lease .....	37.50
Mineral Leases .....	52.50
Shell Lease .....	207.06
Grazing Leases .....	532.37
Timber Lease .....	22.09
Fishing Campsite .....	37.50
	<hr/>
Total Receipts for February, 1943.....	\$4,839.08 \$ 4,839.08

Balance as of February 1, 1943.....	128,054.06
GRAND TOTAL .....	<u>\$132,893.14</u>
Less Disbursements for February, 1943 .....	<u>1,252.93</u>
BALANCE ON HAND FEBRUARY 27, 1943 .....	<u>\$131,640.21</u>

DISBURSEMENTS DURING THE MONTH OF  
FEBRUARY, 1943

Date 1943	Warrant No.	Payee	Amount
Feb. 17,	166712	Southeastern Telephone Co....	\$ 5.50
	166713	J. R. Bullock, A. A. G.....	2.50
	166714	R. R. Bennett .....	10.00
	166715	Rose Printing Co. ....	27.50
	166716	F. E. Bayless.....	76.30
	166717	W. B. Granger .....	20.60
	166991	Miami Herald .....	17.15
	166992	Miami Daily News .....	18.38
27,	168334	F. C. Elliot .....	379.60
	168335	F. Elgin Bayless .....	257.65
	168336	M. O. Barco .....	168.60
	168337	Jentye Dedge .....	168.60
	168338	H. L. Shearer.....	50.00
	168339	Protective Life Insurance Co. — Ralph Newman Agencies .....	2.95
		Victory Tax Entered—War- rant Not Issued .....	47.60
Total Disbursements for February, 1943.....			<u>\$ 1,252.93</u>

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORA-  
TION FUND UNDER CHAPTER 20667,  
ACTS OF 1941

Financial Statement for the Month of February, 1943	
Receipts .....	None
Balance—February 1, 1943.....	\$2,895.00

Disbursements .....	None
Balance—February 27, 1943 .....	\$2,895.00

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

Financial Statement for the Month of February, 1943

Balance as of February 1, 1943.....	\$ 7,847.42
Land Sales for the Month .....	33,357.18
GRAND TOTAL .....	\$41,204.60
Less Disbursements for the Month .....	32,493.79
BALANCE AS OF FEBRUARY 27, 1943.....	\$ 8,710.81

DISBURSEMENTS FOR FEBRUARY, 1943

Date 1943	Warrant No.	Payee	Amount
Feb. 2,	156552	Western Union Telegraph Co. ....	\$ 1.78
	156553	Postal Telegraph-Cable Co....	1.20
	156554	Merritt Brown Co. ....	3.00
	156555	Burroughs Adding Machine Co. ....	14.60
	156556	Capital Office Equipt. Co....	8.60
	156557	Millard B. Conklin, A. A. G....	20.81
	156558	S. S. Savage.....	28.05
	156559	Jas. H. Millican, Jr.....	26.39
	156542	Bona Allen, Jr. ....	25.00
	156543	City of Homestead .....	7.50
	156544	City of Miami Springs.....	5.63
	156545	City of Hialeah .....	9.38
	156546	City of Leesburg.....	21.88
	156547	City of Tallahassee .....	15.63
	156548	City of Dade City .....	31.25
	156549	City of Sarasota .....	138.13
	156550	City of Coronado Beach.....	46.91
	156551	City of Chipley .....	13.13
	157314	Oakley F. Dodd .....	25.00
17,	166718	City of Key West .....	356.37
	166719	Comptroller of Florida .....	33.30
	166993	Capital City Publishing Co ..	44.50

	166994	Capital City Equipt. Co.....	1.50
	166995	Lewis W. Petteway, A. A. G....	22.80
	166996	Edwin R. Williams, Clerk.....	29.00
	166997	Postmaster, Tallahassee .....	30.00
	166998	S. S. Savage .....	86.55
	166999	E. B. Savage.....	25.90
22,	167577	J. Edwin Larson, S. T. ....	30,000.00
27,	172359	Geo. F. Sampson .....	239.60
	172360	Ernest Hewitt .....	193.60
	162361	Helen Phillips.....	145.10
	172362	Mary Evans Voss .....	121.10
	172363	John C. Moore .....	143.23
	172364	J. R. Roberts .....	142.18
	172365	M. O. Barco .....	25.00
	172366	Jentye Dedge .....	25.00
	172367	F. C. Elliott .....	50.00
	172368	S. S. Savage .....	193.60
	172369	E. B. Savage .....	93.10
	172370	Aetna Life Ins. Co.—R. D.	
		Newman Agencies .....	4.79
		Victory Tax Entered—War-	
		rant Not Issued .....	43.70

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Disbursements for the month of February,  
 ary, 1943 .....\$32,493.79

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## SUBJECTS UNDER CHAPTER 18296

Attorney General Watson stated that he desired to recommend a raise in the salary of George F. Sampson, employed in the office of the Secretary, and upon discussion, motion was made by Mr. Watson, seconded by Mr. Lee, that the salary of Mr. Sampson be raised from \$250 to \$275 per month, effective March 1, 1943. Upon vote the motion was adopted and so ordered.

Salaries of other employees of the Trustees were discussed but no action taken.

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Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	2- 8-43	12
Brevard	2-10-43	16
Broward	2-15-43	9
Clay	2-20-43	8
Columbia	3- 3-43	6
Dade	1-20-43	1
Dade	2- 3-43	29
Dade	3- 3-43	29
DeSota	3- 8-43	3
Duval	1-27-43	40
Flagler	3- 1-43	1
Gadsden	2-17-43	6
Hamilton	2-22-43	2
Hamilton	3- 8-43	2
Hardee	1-25-43	3
Hendry	1-28-43	2
Hernando	2-26-43	1
Hillsborough	2-15-43	35
Hillsborough	3- 2-43	62
Indian River	2- 8-43	5
Jackson	2-23-43	10
Jefferson	2- 8-43	6
Lake	2- 8-43	11
Leon	2- 1-43	1
Leon	2-19-43	2
Leon	3- 1-43	4
Leon	3- 5-43	2
Madison	2- 1-43	1
Madison	3- 1-43	1
Martin	2-15-43	6
Monroe	2- 9-43	15
Nassau	2-15-43	1
Nassau	2-22-43	4
Okeechobee	2-11-43	3
Okeechobee	2-18-43	2
Okeechobee	3- 4-43	1
Orange	3- 1-43	21
Osceola	1-18-43	8
Osceola	2-22-43	12
Palm Beach	1- 8-43	10
Pasco	3- 1-43	26
Polk	1-29-43	19
Putnam	12- 5-42	1
Putnam	2- 6-43	8

Santa Rosa	12- 7-42	2
Santa Rosa	2- 1-43	6
Santa Rosa	2- 8-43	1
Sarasota	2-22-43	11
Seminole	2- 8-43	11
Seminole	3- 8-43	25
St. Johns	2-10-43	43
St. Lucie	3- 1-43	11
Taylor	2-12-43	8
Union	2- 9-43	1
Wakulla	2-27-43	4
Wakulla	3-6-43	2
Walton	2- 8-43	4

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Motion was offered by Mr. Larson, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest under the rules. Upon vote the motion was adopted and so ordered.

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The Secretary presented applications for correction deeds in Monroe and Polk Counties for the purpose of correcting errors in descriptions, and recommended that the deeds be executed.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the following correction deeds be executed and transmitted to grantees:

Monroe County Deed No. 434-Cor.—To J. Frank Roberts.

Polk County Deed No. 653-Cor.—To City of Winter Haven.

Upon vote the motion was adopted and the deeds ordered signed.

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Application was submitted from the City of Stuart for deed to certain Murphy Act land in Martin County as authorized under the provisions of Chapter 20424. Information was that the proper certificate from the Clerk as to former ownership had been filed with the Trustees, together with check to cover the parcels involved.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees authorize execution of Municipal Deed No. 19 in favor of the City of Stuart, Florida, consideration

being \$2 for the two parcels. Upon vote the motion was adopted and so ordered.

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Request was submitted from R. L. Bannerman of Tallahassee, on behalf of R. H. Wright and Son of Columbus, Georgia, for permission to construct a temporary haul road along the Section line of the south boundary of the following described land in Broward County:

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 23, Township 48 South, Range 42 East, and Tract 28, Section 24, Township 48 South, Range 42 East, West of Florida East Coast Railroad.

Mr. Bannerman advised that the Company is engaged in construction of an airport for the United States Navy to be located near Fort Lauderdale and in order to haul material for runways it would be necessary to cross State land.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize permit in favor of R. H. Wright and Son to construct a temporary road across the South line of the property described, conditioned that the road remain on the property and be left in good condition upon termination of the permit. Upon vote the motion was adopted and so ordered.

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Application was presented from the Board of County Commissioners of St. Lucie County for permission to cut and use for County purposes

E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 19, Township 34 South, Range 40 East—Certificate No. 279 of 1930.

Information furnished was that there are very few trees on the land and if permission is granted St. Lucie County will have them cut and use them for county purposes; that they constitute a menace and hazard to the adjoining airport of the Civil Aeronautics Administration.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize the Board of County Commissioners of St. Lucie County to remove the trees from the land described. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented two applications from the United States for leases on Murphy Act land in Duval and Volusia Counties, for use in connection with National Defense.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize leases in favor of the United States designated as follows:

Duval County—Lots in Cedar Bay Heights and Cedar Bay Heights Addition, Section 8, Township 1 South, Range 27 East, for incorporation in Jacksonville Municipal Airport.

Volusia County—Lots in Block 56, Daytona; in Maryland Heights, Daytona, and Pasadena Park, Daytona, as a site for WAAC Training Center Cantonment,

such leases to extend six months beyond the end of the present National Emergency. Upon vote the motion was adopted and the leases ordered executed.

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Supplemental deed was requested by Hillsborough County for the purpose of conveying land applied for, advertised and bid in by the County December 20, 1940. Statement was made that the land now requested was erroneously omitted from original Deed No. 625 and conveyance is desired without further payment.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees authorize issuance of Supplemental Deed No. 625, without further consideration, for the purpose of conveying land purchased by Hillsborough County December 20, 1940, but erroneously omitted from original deed. Upon vote the motion was adopted and so ordered.

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Request was presented from Hardee County that land formerly owned by Gordon B. Langford, a soldier in the United States Army, stationed in North Africa, be advertised with base bid of \$12.75. Information was furnished that Mr. Langford did not know the land had reverted to the State and had mailed his check in amount of \$15 to redeem the parcel from taxes. In view of the uncertainty in communicating with applicant, the Clerk has advised that advertising cost and recording fees will total \$2.25 and that he will not make a charge for his services if the Trustees agree to the base bid of \$12.75 instead of one-fourth of the 1932 assessed value—\$20.

Recommendation of the Secretary was that the Trustees allow advertisement of the land on a base bid of \$12.75 and should a higher bid be offered at sale that all bids be re-

jected and the land withdrawn from sale pending return of Mr. Langford.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees adopt the recommendation of the Secretary and direct the Clerk to accept \$12.75 as a base bid for advertising. Upon vote the motion was carried and so ordered.

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The Secretary reported that pursuant to opinion from the Attorney General's Office, dated February 20, 1940, having reference to certificates which failed to be delivered by the Clerk when application was made to purchase all certificates against a parcel of land, recommendation had been made to the Comptroller for cancellation of Marion County Certificate No. 4550 of 1898, which had been certified to the State under provisions of Section 9 of Chapter 18296; that Certificate No. 4550 of 1898 covered land which purchaser had attempted to clear in 1938 and said certificate failed to be delivered to him.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the action of the Secretary, in reference to cancellation of Certificate No. 4550 of 1898, be approved. Upon vote the motion was adopted and so ordered.

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Request was presented from Perry, Hahn and Campbell of Tampa, Florida, that the Trustees decline their bid of \$491.50 on the following described land in Hillsborough County:

South 129 feet of North 288 feet of Tract 13 in the SW $\frac{1}{4}$  of Section 23, Township 29 South, Range 19 East.

The reasons given for making such request was that the land was assessed as being improved and upon examination on the ground, subsequent to sale, it developed that it was actually unimproved property; that the former owner did not receive notice of the sale, did not know the parcel had reverted to the State since it adjoined her home and she was under the impression that it came under her homestead exemption. It is requested that the bid of petitioners be declined and the former owner allowed to make application on a bid of one-fourth of the 1932 assessed value, or \$44.00.

Recommendation of the Secretary was that the request be declined but that Trustees allow assignment of bid from applicant to former owner, whereupon deed to be executed

to such former owner, provided Perry, Hahn and Campbell and Mrs. Michael Warsick agreed to such arrangement and Mrs. Warsick assume bid of other parties in amount of \$491.50.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees adopt the recommendation of the Secretary and authorize the assignment of the bid as outlined upon the interested parties making such request of the Clerk. Upon vote the motion was adopted and so ordered.

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Information was presented from Clerk of the Circuit Court of Volusia County that he had the following offers for timber on two parcels of land and desired action as to whether they would be accepted:

\$6 per thousand for small frame timber in Sections 3 and 4, Township 18 South, Range 30 East;  
\$1400 for land and timber involving 1200 acres in Sections 29, 30, 31 and 40, Township 13 South, Range 32 East, in the Tomoka Basin area.

The Trustees having no appraisal on the land and the Field Agent having resigned, motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees defer action on bids from Volusia County until appraisal could be made of the timber, and that the Land Clerk get in touch with E. B. Savage and request that appraisal be made as soon as possible on the parcels in question and any others in that locality, and that he submit statement of expenses incurred on per diem basis. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that there would be available for transfer to General Revenue \$20,000 from funds under Chapter 18296, from receipts during the month of March, 1943.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for  
transfer to General Revenue .....\$20,000.00

Application was submitted from the War Department for lease covering Alachua County land desired in connection with Fairbanks Air Support Base, the land applied for being described as:

Lots in 61 blocks of Oak Dale Sub., Section 24, Township 9 South, Range 20 East;

SW $\frac{1}{2}$  of SW $\frac{1}{4}$  East and South of S.A.L. Ry., in Section 23, Township 9 South, Range 20 East;

Commence at NW corner of NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , run E. 7 $\frac{1}{2}$  chs., to Creek; thence along Creek to W line of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  N 15.4 chs. to point of beginning, Section 24, Township 9 South, Range 20 East.

The Secretary reported that a portion of this land had been applied for by the Federal Government in 1942 but before lease was transmitted the plans were changed and amended request was submitted calling for additional lands, all as heretofore described.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize lease in favor of the United States covering the land requested in amended application. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented request for cancellation of State and County tax sale Certificate Pt. No. 184 of 1934, Franklin County, covering Fractional Section 31, Township 6 South, Range 2 West, with the explanation that the property had been subdivided into lots and taxes paid on the Lot description.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees recommend to the Comptroller that Pt. Ctf. No. 184 covering the land described be cancelled, the Trustees hereby disclaiming any interest in the certificate by virtue of Section 9, Chapter 18296. Upon vote the motion was adopted and so ordered.

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Application was presented from Florida Power and Light Company for right of way across Murphy Act land in Indian River County, comprising 512 rods through parcels in the Townsite of Roseland; Lots in A. A. Berry's Subdivision of Fleming Grant in Section 21, Township 30 South, Range 38 East; Lots in Fleming Grant, Section 30, Townships 30 and 31, Range 38 East; and Part of Government Lot 1, Section 1, Township 31 South, Range 38 East.

Information was furnished that the United States Naval authorities have requested Florida Power and Light Com-

pany to relocate its electric transmission line in the vicinity of Roseland as the present Fort Pierce-Sanford 66KV Line constitutes a hazard to the flying operations of Navy planes to and from the satellite field immediately south of Sebastian River west of the town of Roseland.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize right of way easement in favor of Florida Power and Light Company across the lands described, and the further permission to cut and trim trees, brush and growth as necessary, upon payment of fifty (50) cents per rod. Upon vote the motion was adopted and so ordered.

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Application was presented from Perry Calton of Cross City, Florida, offering \$40 for a dilapidated building located on lot in Section 10, Township 10 South, Range 12 East, Dixie County, owned by the State under Chapter 18296. Appraisal was submitted from the Clerk of the Circuit Court and from the Tax Assessor of Dixie County, valuing the building at \$50.

Motion was made by Mr. Lawson, seconded by Mr. Lee, that the Trustees decline offer of \$40 from Mr. Calton, but that counter proposal be made to sell the building at \$50. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented report listing requests made by Clerks of various counties to the Comptroller of the State for cancellation of certificates which they state were erroneously certified to the Trustees under Section 9 of Chapter 18296 and should be cancelled. Requests from the following Counties were made:

Baker County	Orange County
Bay County	Pasco County
Brevard County	Polk County
Citrus County	Putnam County
Columbia County	Santa Rosa County
DeSoto County	Sarasota County
Escambia County	Seminole County
Hamilton County	St. Johns County
Hillsborough County	Sumter County
Jackson County	Taylor County
	Volusia County

These requests having been considered and deemed eligible for cancellation, motion was made by Mr. Larson, seconded

by Mr. Lee, that said requests as presented be transmitted to the Comptroller with recommendation that the certificates be cancelled under authority vested in him, the Trustees having disclaimed interest in such certificates under Chapter 18296. Upon vote the motion was adopted and so ordered.

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Request was presented from Duval County for cancellation of certificate certified to the State under Chapter 18296, the reason being that applicant was entitled to Widow's Exemption of \$500.00. Information was furnished that the property was assessed at \$600 and question was raised as to how to handle this case.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Duval County request be referred to the Attorney General for opinion. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Larson, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor. Motion was adopted.

The Western Union Telegraph Co.,		
Tallahassee .....	\$	3.53
Postal Telegraph-Cable Co., Tallahassee...		5.09
Oakley F. Dodd, Clerk U. S. Circuit		
Court Appeals .....		290.00
William C. McLean, Atty. at Law, Tampa		9.20
Jas. H. Millican, Jr., Ass't Atty. General		39.30
Comptroller, State of Florida .....		31.25
Christie Hall Business Machines, Tallahassee .....		7.50
Fred M. Burns, Ass't. Atty. General .....		23.60
Geo. F. Sampson, Clerk .....		275.00
Ernest Hewitt, Bookkeeper .....		200.00
Helen Phillips, Clerk-Stenographer .....		150.00
Mary Evans Voss, Clerk-Stenographer.....		125.00
Jno. C. Moore, Clerk .....	\$150.00	
Less Insurance .....	1.87	148.13
<hr/>		
J. R. Roberts, Clerk .....	150.00	
Less Insurance .....	2.92	147.08
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M. O. Barco, Clerk-Stenographer .....		25.00

Jentye Dedge, Clerk-Stenographer .....	25.00
F. C. Elliot, Secretary .....	50.00
Aetna Life Insurance Co., Ralph D. Newman Agencies, Tallahassee .....	4.79
<b>TOTAL</b> .....	<b>\$1,559.47</b>

The following refund check was issued during the month of March, 1943, under authority of the Trustees November 29, 1940:

Doyle Campbell, F. M. Hahn and G. C.

Dearman c/o Chas. H. Pent, C. C. C.

Hillsborough County, Tampa, Fla.....\$ 85.00

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,

March 23, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

J. M. Lee, Comptroller

J. Tom Watson, Attorney General

Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk.

Senator J. A. Franklin and Mr. Joe B. Hendry came before the Trustees for the purpose of protesting sale of land claimed by Mr. Hendry and other clients of Senator Franklin. Information furnished was that the land was also claimed by the State, title having vested under the provisions of Chapter 14717, Acts of 1931.

Senator Franklin stated that his clients had gone in and settled all delinquent taxes on the basis as set up under Chapter 20658, Acts of 1941, and paid 1941 and 1942 taxes in cash, and were assured by reputable parties that they had paid all taxes due against the land; that they had also paid all State and County taxes against the land over a considerable period, and were very much surprised when they had notice from the Trustees' agent that they had until April 1 to purchase the State's equity amounting to approximately \$9,000 in Mr. Hendry's case, \$2500 due by Cary Carlton and around \$400 due by Sheriff Wiggins; that his clients claim the 1941 Act provided for the payment of all Everglades Drainage District taxes against their lands and when settlement was made with the Clerk it wiped out all liens for Everglades taxes including certificated lands held by the Trustees; that there was no evidence that the Trustees owned these lands and the 1941 Act authorized the Clerks to allow redemption of all taxes; that the taxes were paid and the certificates cancelled.

The Governor stated it was his information that the Trustees paid cash for these lands and had title to them; that the certificates were delivered to the Trustees and had been in the possession of the board ever since they were delivered in 1931, and the Clerks had no authority to allow redemption.

Mr. Elliot stated that each year since 1931, lists of these certificated lands had been certified to Everglades Drainage District, as required by law, for transmittal to the tax assessors of the respective counties to be extended on the rolls. Also that lists had been furnished the Clerks at various times advising that the lands were not subject to redemption nor could the certificates be purchased as they were owned by the State and could be acquired only through purchase from the Trustees. Regardless of such notices certain Clerks had allowed redemption and in the case of Glades County the Clerk had sold all such land owned by the Trustees. Comment from the Governor was that the wording of the 1941 Act seemed to be the cause of confusion as to the certificates intended to be covered; that since the Trustees had paid for the lands in cash it did not seem that the legislature would authorize redemption of the land by other parties and wipe out the State's title.

Mr. Franklin informed the Board that the land in which Mr. Hendry is interested lies in his pasture and while he is not able to pay the amount requested by the Trustees, still he cannot afford to let someone else buy property in the

middle of his pasture. Upon questioning as to how Mr. Hendry obtained title to the land, it was stated that he had been in possession since 1937 and 1938, certain portions having been acquired through quitclaim from former owner and by purchase from other sources. Opinion of Mr. Franklin was that under authority of the 1941 Act the equity of the State had been eliminated and if there was any claim to be settled, it should be paid by Everglades Drainage District.

It was ascertained that the certificates issued against the land claimed by Mr. Hendry were dated in 1926 and 1930, but settlement as between the Trustees and Everglades Drainage District was set up under authority of the 1931 Act.

Upon question of the Attorney General as to the effect of the 1941 Act, when title to the land was forfeited to the State after 2 years, Mr. Franklin stated that the 1941 Act specified liens and that contemplated any interest the State might acquire. Telegram was read from Mark R. Tenant, member of the Board of Commissioners of Everglades Drainage District at the time the 1941 Act was passed, in which he stated that it was the intent of the Legislature that the certificates delivered to the Trustees be wiped out. Statement was also made by Mr. Franklin that within the last sixty days the Attorney General had sent to the Clerk of the Circuit Court of Glades County for cancellation of all certificates covering the lands in question, according to information from the Clerk. This was denied by the Attorney General with the statement that no such information had gone out from his office. Explanation from the Secretary was that very probably Mrs. Weeks had reference to list of lands, covered by these certificates, which the Secretary's office sent out with instructions to have all Everglades Drainage District taxes cancelled under the provisions of the 1941 Act; that not only certificated lands, but all State owned land in the District had been listed.

Mr. Elliot further submitted that the Trustees had been making sale of these lands since 1932 and a great many sales had been made since the passage of the 1941 Act.

Governor Holland explained that the Trustees had paid taxes on these lands since 1931, the same as individual owners; 1940 and prior years' taxes having been settled on the adjusted basis and 1941 and 1942 taxes paid in cash, which amounted to approximately \$85,000 for each of the two years; that the question involved seemed to be a legal

one and it would be desirable to have a test case to determine who is right and who is wrong; that there was a move on foot to have the 1941 Act clarified at the coming session of the Legislature.

Mr. Franklin suggested that his client would be willing to pay the Trustees \$1 an acre for the lands but did not feel that the Trustees had title to warrant sale of the land at anything like \$9,000.

Discussion was had as to filing a test case for determining ownership of land claimed by Mr. Hendry and others, as well as the remainder of the land held by the Trustees under Everglades Drainage tax sale certificates. It was suggested that the Attorney General and Mr. Franklin confer on the subject and ascertain if the case of Mr. Hendry presented the necessary questions on which to file a suit to determine the status of these Everglades certificated lands, and if not, that a case be made to settle this question. It was so ordered.

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Application was presented from Edward and Herman Kunkel of South Miami, Florida, offering \$15.50 an acre for the

NW $\frac{1}{4}$  and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 15, Township  
44 South, Range 37 East, Palm Beach County.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer of \$15.50 for land applied for by Edward and Herman Kunkel, but agree to advertise the land provided Mr. Kunkel would agree to bid not less than \$25 an acre on date of sale. Upon vote the motion was adopted.

Mr. Edward Kunkel being present stated that he could not pay that price for the land, but tentatively submitted an offer of \$15 an acre for 320 acres of land in Section 17, Township 43 South, Range 39 East, Palm Beach County.

The price offered for land in Section 17 as above being satisfactory, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees hold the application open for ten days, based on offer of \$15 for not in excess of 320 acres, within which time Mr. Kunkel to notify the Land Office what his decision was. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that with reference to proposed purchase of timber on State land in Lake and Volusia Coun-

ties by S. J. Stubbs Lumber Company, proposed lease had been submitted by Mr. Stubbs which was at variance in some respects to draft prepared by the Attorney General's office. Three principal changes were explained by Mr. Millican, Assistant Attorney General, dealing with the following:

1. Arbitration Clause.
2. Certification of Title to the land as being under the Swamp Land Grant Act of Congress; also in the event of litigation the State to defend the suit and pay costs of same.
3. War Clause—In the event logging should be discontinued on account of the war, or restrictions incident thereto, the Trustees agree that lease will remain in status quo.

Also proposal was submitted from Mr. Stubbs as to payment for timber for each tract separately as follows:

\$75,000.00 covering the South Tract of 1209.58 acres in Lake County, \$15,000.00 to be paid in cash on execution of lease and balance to be paid at the rate of \$20 per thousand for all merchantable timber cut;

\$25,000.00 covering the North Tract of 2624.73 acres in Volusia County, \$10,000.00 to be paid on execution of lease and balance to be paid at the rate of \$20 per thousand for all merchantable timber cut.

Discussion was had on the conditions suggested to be placed in the leases and the terms for payment. Whereupon motion was made by Mr. Watson, seconded by Mr. Mayo, that action be postponed till next meeting and allow time for the members to consider the proposed changes. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees grant S. J. Stubbs Lumber Company 60 days extension of option on purchase of timber owned by the State in Lake and Volusia Counties, owing to loss by fire of the sawmill at Jacksonville and the necessity of rebuilding before commencement of operations. Upon vote the motion was adopted and sixty days extension granted.

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Mr. Bayless presented application from Edna Pearce of Fort Bassenger, Florida, offering twelve (12) cents an

acre annually for five-year grazing lease on the following described land:

1263.35 acres in Sections 3, 10, 13, 15 and 22,  
Township 37 South, Range 33 East, Highlands  
County.

Information was furnished that the land is located north of State Road No. 8 on the west side of the Kissimmee River.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize five-year grazing lease in favor of Miss Edna Pearce, covering the land applied for, upon payment of twelve cents an acre annually. Upon vote the motion was adopted and so ordered.

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Offer of \$5 an acre was presented from Edgar G. Hamilton of West Palm Beach, Florida, on behalf of client, for the purchase of

$S\frac{1}{2}$  of  $SE\frac{1}{4}$  and  $SW\frac{1}{4}$  of Section 3, Township  
44 South, Range 35 East, Palm Beach County.

The Trustees having recently sold land in the same locality at a price of \$14 and \$17.50 an acre, motion was made by Mr. Mayo, seconded by Mr. Watson, to decline offer from Mr. Hamilton. Upon vote the motion was adopted and so ordered.

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Application was presented from Edgar G. Hamilton of West Palm Beach, Florida, on behalf of client Joe Friedheim, with offer of \$15 an acre for approximately 200 acres of State land described as,

That part of the  $N\frac{1}{2}$  and  $N\frac{1}{2}$  of  $S\frac{1}{2}$  lying West  
of Miami Canal in Section 27, Township 44 South,  
Range 35 East, Palm Beach County.

Information from the Land Office was that the land is located in the \$1.10 drainage tax zone; also that land to the north of the tract applied for recently sold at a price of \$20 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the land applied for by Mr. Hamilton be advertised for competitive bids conditioned that Mr. Hamilton agrees to bid not less than \$15 an acre on date of sale. Upon vote the motion was adopted and the land ordered advertised.

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Consideration was given to application of E. S. Hayes of

Bonita Springs, Florida, offering \$25 for a small tract of land described as,

128 feet wide by 210 feet deep lying on the North side of the road from Bonita Springs to the Gulf in Section 31, Township 47 South, Range 25 East, Lee County.

The price being in line with recent sales in that locality, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees sell the parcel applied for by Mr. Hayes at a price of \$25. Upon vote the motion was adopted and so ordered.

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Request was presented from Florida Power and Light Company for right of way across sovereignty land of the State located in

Section 5, Township 44 South, Range 43 East,  
Palm Beach County,

right of way being desired in connection with relocation of high power line at Morrison Field. Fifty cents (50c) per rod was offered for the easement.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees grant right of way in favor of Florida Power and Light Company through the land above described, being designated as

Right of way 70 feet wide North and South by 1500 feet East and West, located 10 feet South of and parallel to Lake Worth Drainage District Canal;

payment to be fifty cents per rod. Upon vote the motion was adopted and so ordered.

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Application was presented from Florida Inland Navigation District for spoiling area on State lands in Volusia County desired as an Emergency Spoil Area for Maintenance of Intracoastal Waterway near Ponce de Leon Inlet.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize use of the land requested for spoil area in connection with Intracoastal Waterway. Upon vote the motion was adopted and so ordered.

## SUBJECTS UNDER CHAPTER 18296, ACTS OF 1937

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration of the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	2-24-43	39
Bay	2-22-43	12
Bradford	1- 4-43	2
Citrus	2-23-43	6
Dixie	3-15-43	1
Gulf	3-15-43	1
Hardee	3- 1-43	11
Hardee	3- 8-43	1
Hendry	3-12-43	3
Hernando	3-13-43	1
Indian River	3- 8-43	4
Jefferson	3- 8-43	2
Lake	3- 8-43	31
Levy	3- 8-43	14
Marion	3- 1-43	16
Martin	3- 8-43	6
Nassau	3-15-43	7
Okeechobee	3-11-43	3
Sumter	2-22-43	6
Sumter	3- 1-43	15
Taylor	1-22-43	1
Taylor	2-19-43	1
Walton	3- 3-43	3
Walton	3- 6-43	9

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,

April 13, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk.

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Upon motion of Mr. Watson, seconded by Mr. Mayo and duly adopted, the Minutes of the Trustees dated January 12, 26, 27, and February 2, 9, and 17, 1943, were approved as presented.

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#### SUBJECTS UNDER CHAPTER 610

Senator J. A. Franklin of Fort Myers, Florida, presented application from J. B. Hendry, Jr., for assignment of Mortgage No. 17363 from the Trustees, covering Section 28, Township 43 South, Range 32 East, Hendry County, with offer of \$2 an acre. Also applied to purchase the East  $\frac{3}{4}$  of Section 29 of same township and range.

Report was made by Mr. Bayless that Section 28 was sold to Ralph S. Palmer November 12, 1925, for \$13,120.00, \$3,280.00 being paid in cash and three notes for \$3,280.00 each due in one, two and three years, given for balance; that nothing has been paid on the three notes and the mortgage is delinquent. Also that an offer of \$1,800.00 has been received from Alvah C. Burke of LaBelle, Florida, for assignment of the Palmer mortgage, the land covered thereby adjoining the East  $\frac{3}{4}$  of Section 29, Township 43 South, Range 32 East, which Mr. Burke has under five-year lease from the Trustees dated March 17, 1943.

Upon consideration of the offers submitted, motion was made by Mr. Mayo that the Trustees advertise for com-

petitive bidding Mortgage No. 17363 together with the three notes all executed by Mr. Palmer, and the land under lease to Mr. Burke, described as the East  $\frac{3}{4}$  of Section 29, Township 43 South, Range 32 East, Hendry County. Motion was seconded by Mr. Watson and upon vote adopted.

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Senator J. A. Franklin reported that he had conferred with the Attorney General on the matter submitted to the Board March 23, on behalf of Mr. J. B. Hendry, Jr., having reference to land under Everglades Drainage District tax sale certificates; that it had been decided not to use the case of his client as a test case, but another suit was being filed in Palm Beach County, and for the present he would let the matter presented by him stand.

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Pursuant to action of the Trustees January 5, 1943, Highlands County land was ordered advertised for sale upon competitive bidding, based on offers from T. W. Conely, on behalf of Austin Pearce, and from Leo Bonner. The following notice was published in the Sebring-American, a newspaper published in Highlands County, in the issues of March 8, 15, 22, 29, and April 5, 1943:

#### NOTICE

Tallahassee, Florida, March 4, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, April 13, 1943, at 12 o'clock Noon, for the following described land in HIGHLANDS County, Florida:

Lots 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14, Section 23,  
Township 37 South, Range 33 East, Highlands  
County, containing 328.53 acres, more or less.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

The following bids were submitted :

T. W. Conley, for Austin Pearce—Bid of \$2.50 an acre for Lots 4, 5, 8 and 9, Section 23, Township 37 South, Range 33 East.

T. W. Conely, for Austin Pearce—Bid of \$5.00 an acre for Lots 6, 7, 10, 11, 12 and 14, Section 23, Township 37 South, Range 33 East.

Leo Bonner—Bid of \$125, for that part of Lot 10 in Section 23, Township 37 South, Range 33 East, lying South of Maple Dead River.

Leo Bonner—Bid of \$100, for Lots 11 and 12 of Section 23, Township 37 South, Range 33 East, lying South and West of Maple Dead River.

Client of Mr. Conely having submitted the highest offer, motion was made by Mr. Watson, seconded by Mr. Mayo, that bids as above listed from Austin Pearce be accepted. Upon vote the motion was adopted and so ordered.

Offer of \$5 an acre was presented from Mrs. D. S. Weeks of Moore Haven, Florida, for

Fractional NW $\frac{1}{4}$  of Section 7, Township 40 South Range 33 East containing 20 acres in Glades County.

Mr. Bayless reported that the appraisal shows land to be in prairie from which muck has been burned leaving a low wet pond valued at \$5 an acre.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offer of \$5 an acre from Mrs. Weeks for the land described. Upon vote the motion was adopted and offer accepted.

Application was presented from Mr. Inman W. Weeks, Moore Haven, Florida, Co-Administrator of the C. E. Thomas Estate, with offer of \$150 an acre for the following described land :

60 Acres in Section 1, Township 44 South, Range 35 East, Palm Beach County, Florida.

Information was furnished that the land lies in the vicinity of Lake Harbor and has been leased by the C. E. Thomas Estate for the past three years for farming at a rental of \$8 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson that the Trustees accept offer of \$150 an acre for the land above described, applied for by Mr. Weeks. Upon vote the motion was adopted and so ordered.

---

Consideration was given to proposal from Joe S. White, West Palm Beach, Florida, representing Coca-Cola Bottling Company, to purchase

Reclaimed land lying between Lots 75A, Ridgeway Beach Subdivision of Section 18, Township 42 South, Range 37 East, and the East right of way line of Okeechobee Levee, containing 0.14 acres.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the offer of \$50 for the parcel of land applied for by Mr. White. Upon vote the motion was adopted and so ordered.

---

Application was presented from John Earle Osborne, Miami, Florida, offering \$90 for small mangrove island described as

Approximately 3 acres in Section 32, Township 58 South, Range 40 East, Dade County.

The parcel applied for being located in Little Card Sound where it leaves the mainland toward Key West, it was decided to not dispose of the parcel.

Whereupon motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer from Mr. Osborne. Upon vote the motion was adopted and so ordered.

---

Proposal was presented from W. R. Wilson of Lake Harbor, Florida, to lease for farming,

Section 23, Township 44 South, Range 35 East,  
Palm Beach County,

on the following terms and conditions

Will ditch, dyke and clear the section for first year's rental. Pay \$4 an acre for second year; \$5 an acre for third year; \$6 an acre for fourth year, and \$7 an acre for fifth year.

Mr. Bayless reported that the land is located approximately 2½ miles south of Lake Harbor, and is in the \$1.10 tax zone.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the offer submitted by Mr. Wilson for leasing the land described upon terms and conditions as outlined. Upon vote the motion was adopted.

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Request was submitted from Mrs. Geraldine M. Exo to purchase two or three acres of reclaimed land on Little Lake Conway described as

Adjoining Lot 6, Livingston Subdivision, in Government Lot 3, Section 24, Township 23 South, Range 29 East, Orange County.

Offer of \$250 an acre was made for the land which was created by the lowering of the water of said Lake.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$250 from Mrs. Exo for the reclaimed land on Little Lake Conway as described. Upon vote the motion was adopted and so ordered.

---

Motion was offered by Mr. Mayo, seconded by Mr. Watson, to decline offer of \$10 an acre from Edgar G. Hamilton for land described as

S $\frac{1}{2}$  of SE $\frac{1}{4}$  and SW $\frac{1}{4}$  of Section 3, Township 44 South, Range 39 East, Palm Beach County,

the price being considered too low for the land. Upon vote the motion was adopted and the offer declined.

---

Five-year grazing lease was applied for by Joe A. Hilliard, LaBelle, Florida, with offer of twelve cents an acre annually for State land described as

E $\frac{1}{2}$  of Section 5, Township 44 South, Range 32 East, 320 acres in Hendry County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize five-year grazing lease in favor of Joe A. Hilliard, covering the land applied for, upon payment of twelve cents an acre annually. Upon vote the motion was adopted and so ordered.

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Application was presented from H. D. and Kate Perry, Miami, Florida, offering to bid not less than \$22.50 an acre for the following described land if advertised for bids:

NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 34, and N $\frac{1}{2}$  of Section 35, Township 51 South, Range 41 East—540 acres in Broward County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$22.50 but make counter proposal to advertise the land for competitive bids upon an offer of \$30 an acre from applicants. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented amended schedule of payments to accompany Timber lease in favor of S. J. Stubbs Lumber Company, as follows:

\$75,000.00 for South tract of 1209.58 acres in Lake County, \$18,000.00 to be paid upon execution of lease and balance of \$57,000.00 to be paid at the rate of \$20 per thousand for all merchantable timber as cut;

\$25,000.00 for North tract of 2624.73 acres in Volusia County, \$7,000.00 to be paid upon execution of lease and balance of \$18,000.00 to be paid at the rate of \$20 per thousand for all merchantable timber as cut.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the terms as outlined by Mr. Stubbs for timber on the two tracts. Upon vote the motion was adopted and so ordered.

---

War Department request was submitted for release of canal reservations on subdivision lots in the City of Miami, Florida, designated as follows:

In Flagler Highlands Homesites,  
In Miami City Acreage Estates, and  
In Flagler Highlands,  
All in Sections 30 and 31, Township 53 South,  
Range 41 East, Dade County.

Statement was made that the lots are to be used in the expansion of the 36th Street Airport.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees grant release of canal reservations as requested by the War Department. Upon vote the motion was adopted and so ordered.

The Trustees deferred action on request from R. R. Saunders, Ft. Lauderdale, Florida, on behalf of Cracker Oil Company, that yearly rental be reduced to five cents per acre.

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Application was presented from S. J. Davis with offer of \$17.50 an acre to purchase lands on which he now holds Grazing Lease No. 214, said land being described as

See Minutes  
April 20  
Rescinding  
This Action

In Sections 32 and 33, Township 37 South, Range 35 East; and

Section 5, Township 38 South, Range 35 East;  
414 acres in Okeechobee County.

Lease to Mr. Davis provides that he shall have refusal of the property at a price to be agreed upon should the Trustees decide to dispose of the land during the life of the lease.

Also, offer of \$20.25 was presented from Joe Bongiovanni for purchase of the same land applied for by Mr. Davis.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees advertise for competitive bidding the land applied for by Mr. Davis and Mr. Bongiovanni and allow opportunity for both parties to be heard. Upon vote the motion was adopted and so ordered.

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Letter was presented from Hensley Insurance Company asking that the Trustees set a price on land, title to which vested in the State through foreclosure under Chapter 14572, Acts of 1929, being described as,

W $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 27 South, Range 18 East, Hillsborough County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the applicant be requested to make an offer for the land, upon receipt of which the Trustees would take action. Upon vote the motion was adopted and so ordered.

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Letter was presented from Florida Forest and Park Service, explaining action taken on request from the Federal Government for use by the Army of Hillsborough River State Park as a tent camp for 1100 soldiers. The request having been denied on grounds deemed necessary for

the protection of the property, the Park Director desired the board to have the information before them.

The report was accepted and the letter ordered filed.

Motion was made by Mr. Watson, seconded by Mr. Mayo and adopted that the following expense account be approved and that the Comptroller be authorized to draw warrant in payment therefor:

F. Elgin Bayless, Chief Land Clerk .....\$ 99.12

Financial Statements for the month of March, 1943, are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH  
OF MARCH, 1943

*Receipts for the Month*

Land Sales .....	\$ 14,032.60	
Farm Leases .....	4,987.50	
Timber Leases .....	1,333.33	
Sand & Shell Leases .....	232.81	
Mineral Lease .....	56.25	
Grazing Leases .....	733.71	
Fishing Campsites .....	75.00	
Reimbursement Account Advertisement of Sale of State Lands in Palm Beach County .....	6.00	
Refund on Account of Adjustment of Everglades Drain. Dist. Taxes, P. B. County for Years '41 & '42 .....	1,410.56	
Land Deeded to USA—Wt. No. 60500 & Taxes Cancelled .....	127.08	
Refund Account Double payment Everglades Drainage District Taxes .....	1.23	
Total Receipts for the month of March, 1943 .....	\$ 22,996.07	\$ 22,996.07
Balance as of March 1, 1943 .....		131,640.21
GRAND TOTAL .....		154,636.28
Less Disbursements for March, 1943 .....		1,482.78
BALANCE ON HAND AS OF MARCH 31, 1943 .....		\$153,153.50

DISBURSEMENTS DURING THE MONTH OF  
MARCH, 1943

Date	Warrant		Amount
1943	No.	Payee	
Mar. 16,	189308	E. B. Leatherman, C. C. C....	\$ 45.98
	189309	Southeastern Telephone Co.	7.85
	189310	J. R. Bullock, A. A. G.....	24.25
	189311	E. R. Bennett, C. C. C. ....	10.00
	189312	Ross C. Sawyer, C. C. C. ....	2.00
	189313	Roy R. Raulerson, C. C. C....	1.75
	189314	D. C. Coleman .....	2.85
	189315	J. Alex Arnette, C. C. C. ..	1.65
	189316	T. S. Caro .....	25.00
	189317	Angus H. McInnis .....	25.00
	189318	Sidney J. Catts, Jr. ....	25.00
	189319	Samuel H. Adams .....	25.00
	189320	Mickler & Mickler .....	33.29
	189321	Glades Printing Co.....	14.08
	189322	News Tribune .....	7.50
	189323	Citizens Publishing Co. ....	18.00
	189324	Clewiston News .....	15.43
	189325	Hollywood Sun-Tattler .....	13.50
	189326	Miami Herald .....	29.40
	189327	Palm Beach Publications ....	6.00
	189328	Palm Beach Sun .....	34.25
Mar. 31,	196231	F. C. Elliot .....	379.60
	196232	F. Elgin Bayless .....	257.65
	196233	M. O. Barco .....	168.60
	196234	Jentye Dedge .....	168.60
	196235	H. L. Shearer .....	50.00
	196236	Protective Life Insurance Co. Ralph Newman Agencies	2.95
	200539	J. B. Lee .....	40.00
		Victory Tax Entered—War- rant not issued .....	47.60
<hr/>			
Total Disbursements for month of March,			
1943			\$ 1,482.78

TRUSTEES INTERNAL IMPROVEMENT FUND  
 PETROLEUM OIL AND/OR GAS EXPLORATION  
 FUND UNDER CHAPTER 20667, ACTS OF 1941  
 FINANCIAL STATEMENT FOR THE MONTH  
 OF MARCH, 1943

March 1, 1943—Balance .....	\$ 2,895.00
March 27, 1943—Receipts—Mineral Leases .....	\$ 1,125.00
March, 1943—Disbursements .....	None
March 31, 1943—Balance .....	\$ 4,020.00

TRUSTEES INTERNAL IMPROVEMENT FUND  
 UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH  
 OF MARCH, 1943

Balance as of March 1, 1943 .....	\$ 8,710.81
Land Sales for the month .....	17,617.82
GRAND TOTAL .....	26,328.63
Less Disbursements for the month .....	21,749.47
BALANCE AS OF MARCH 31, 1943 .....	\$ 4,579.16

DISBURSEMENTS FOR THE MONTH  
 OF MARCH, 1943

Date 1943	Warrant No.	Payee	Amount
Mar. 16,	178250	Lemuel Milerson .....	\$ 50.00
	178251	Joseph R. Kemp .....	50.00
	178252	City of Haines City .....	5.00
	189329	Western Union Tel. Co. ....	3.53
	189330	Postal Telegraph-Cable Co....	5.09
	189331	Oakley F. Dodd, Clerk .....	290.00
	189332	Wm. C. McLean .....	9.20
	189333	Jas. H. Millican, Jr. ....	39.30
	189334	Christie Hall Bus. Machines	7.50
	189335	Fred M. Burns, A. A. G. ....	23.60
	189307	Comptroller of Florida .....	31.25
Mar. 23,	190445	F. M. Hahn, G. C. Dearman & Doyle Campbell .....	85.00
Mar. 31,	196237	Geo. F. Sampson .....	264.60
	196238	Ernest Hewitt .....	193.60
	196239	Helen Phillips .....	145.10

196240	Mary Evans Voss .....	121.10
196241	John C. Moore .....	143.23
196242	J. R. Roberts .....	142.18
196243	M. O. Barco .....	25.00
196244	Jentye Dedge .....	25.00
196245	F. C. Elliot .....	50.00
196246	Aetna Life Insurance Co.— Ralph D. Newman Agencies	4.79
201464	J. Edwin Larson, S. T. ....	20,000.00
	Victory Tax Entered—War- rant not Issued .....	35.40

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Total Disbursements for month of March,  
1943 .....\$21,749.47

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### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration by the Board:

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<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	2-24-43	1
Bay	3- 8-43	74
Bradford	3-13-43	4
Bradford	3-27-43	3
Charlotte	1-18-43	1
Charlotte	3- 8-43	7
Citrus	1-22-43	8
Columbia	3-24-43	6
DeSoto	3-26-43	3
Escambia	3- 6-43	9
Franklin	2- 8-43	11
Franklin	3- 8-43	4
Gadsden	3-29-43	5
Hamilton	3-23-43	4
Hernando	3-20-43	2
Hernando	3- 5-43	3
Hernando	3-26-43	4
Hillsborough	3-15-43	82
Holmes	2-22-43	3
Holmes	3- 8-43	1
Jefferson	4- 5-43	6
Lee	2- 8-43	24

Leon	3-26-43	7
Leon	4- 5-43	2
Leon	4-12-43	1
Madison	4- 5-43	4
Martin	3-15-43	8
Martin	4- 5-43	3
Okeechobee	3-18-43	1
Okeechobee	4- 1-43	2
Palm Beach	12-11-42	19
Palm Beach	2-11-43	26
Pinellas	3- 2-43	68
Polk	2-26-43	47
Putnam	3- 6-43	29
Brevard	3- 8-43	11
Sarasota	3-22-43	15
Sarasota	4- 6-43	27
Sumter	3-22-43	12
Suwannee	9- 7-42	11
Suwannee	3- 8-43	14
Suwannee	4- 5-43	11
Volusia	11- 2-42	1
Volusia	3- 1-43	31
Wakulla	4- 2-43	3
Wakulla	4- 6-43	5

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, to grant right of way easements in favor of the State Road Department, through Murphy Act land to be used in connection with the following State Roads:

Clay County—Road No. 48—Project 923 (4514)  
—SRD No. 11

Pasco County—Road No. 15—Project 5257—SRD  
No. 79

Seminole County—Road No. 3—Project 5720—  
SRD No. 43

Upon vote the motion was adopted and easements ordered executed.

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Applications were presented from the War Department for lease of Murphy Act land in Hillsborough and Lake

Counties desired in connection with defense areas designated as follows:

Hillsborough County—Approximately 10 acres of land in West Orange Heights, a subdivision of the North  $\frac{3}{4}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 20, Township 28 South, Range 22 East, to be used by the Signal Corps;

Lake County—Approximately 80 acres, being the W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31, Township 19 South, Range 24 East, to be used by the Army Air Forces School of Applied Tactics;

said leases to be for a period extending six months beyond the end of the present National Emergency.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize leases in favor of the United States, covering the areas designated in Hillsborough and Lake Counties. Upon vote the motion was adopted and leases ordered prepared and executed.

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The following application was presented for deed to Murphy Act land as provided under Chapter 20424, Acts of 1941, having reference to land formerly owned by municipalities:

Dade County—City of Hialeah, Florida.

The Secretary reported that the law had been complied with and it was in order to authorize deed as requested.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees approve the following deed under Chapter 20424:

Dade County Municipal Deed No. 20—City of Hialeah.

Upon vote the motion was adopted and deed authorized executed and delivered.

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Mr. Bob Anderson of Miami, Florida, presented application from Gibbs-Harrison Marine Co., Hialeah, Florida, for right of way easement across Murphy Act land in Dade County, the purpose being to construct a spur track from Florida East Coast Hialeah Belt to the Company's Marine Plant. Statement was made that applicant is engaged in

construction exclusively for the United States Navy. Mr. Anderson informed the Board that permission has been granted by the City of Hialeah to construct the spur track across City streets and the Company has furnished bond that said track will be removed six months after the present National Emergency.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees grant right of way easement in favor of Gibbs-Harrison Marine Company for the purpose of constructing a spur track to the Company's plant in Hialeah, upon payment of fifty cents (50c) per rod; easement to cross certain blocks designated as follows:

Lots in Block 132—9th Addition to Hialeah.

Lots in Block 134—9th Addition to Hialeah.

Lots in Block 137—12th Addition to Hialeah.

Lots in Blocks 1-S, 2-S, 3-S, and 4-S, 2nd Studio Addition to Hialeah;

All in Dade County, Florida;

also, easement to be conditioned upon the property being left in as good condition as it was prior to occupancy by applicant. Upon vote the motion was adopted and easement ordered executed.

Letter was presented from American Telephone & Telegraph Company, requesting easement for right of way across Murphy Act land in Volusia County, in Sections 1, 2 and 12, Township 17 South, Range 33 East. Information was furnished that the Federal Government has requested re-location of two main toll lines, owing to interference in connection with construction of the Naval Air Base at New Smyrna. Offer of fifty cents per rod was made for right of way.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize right of way easement in favor of American Telephone & Telegraph Company across the land described, upon payment of fifty cents per rod. Upon vote the motion was adopted and so ordered.

Application was submitted from Florida Power and Light Company for right of way easement across Murphy Act land in St. Johns County, described as a "Lot in Dancy Tract," within the City limits of St. Augustine,

on which to locate an anchor and guy for the Company's power line adjacent to Florida East Coast railroad track.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize easement in favor of Florida Power and Light Company, allowing use of a small parcel of Murphy Act land in the City of St. Augustine on which to locate an anchor and guy as described, upon payment of \$5. Upon vote the motion was adopted and so ordered.

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Letter was submitted from Attorney General J. Tom Watson transmitting Stipulation which the Justice Department of the United States requests be considered by the Board. The stipulation involves Murphy Act land in Volusia County referred to as No. 484-J Civil, 1625 Acres in Volusia County, and requests that the Trustees agree on a fixed price to be accepted for the land.

Upon consideration of the request, motion was made by Mr. Mayo, seconded by Mr. Watson, that the stipulation be signed by the Attorney General, on behalf of the Trustees, conditioned that the consideration be not less than 25 per cent of the 1932 assessed value of the land. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that some weeks ago Hillsborough County Park Board had requested that the Trustees convey certain Murphy Act lands to the County for Park; that the request was referred to the Florida Forest and Park Service for recommendation. In the meantime applications have been filed with the Clerk of Hillsborough County and he desires instructions as to procedure.

Without objection the matter was deferred pending outcome of legislation now being considered covering this subject.

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Request was submitted from Mr. Elliott Adams of Jacksonville, Florida, representing New Homes, Inc., for conveyance to the City of Jacksonville, of two parcels of Murphy Act land to be used for widening streets in a defense housing area as required by the Federal Government. Parcels desired described as follows:

West 20 feet of Lot 6, Block 22;  
 East 4 feet of West 108 feet, and  
 South 10 feet of West 104 feet of Lot 1, Block 23,  
 East Lewisville, Plat Book 1, page 25, Former  
 Public Records, and Plat Book 6, pages 89 and 90,  
 Current Public Records of Duval County, Florida.

The following recommendation was made by the Secretary:

1. That the Trustees grant perpetual right of way to the City of Jacksonville for street purposes, in consideration for cancellation of Sidewalk Repair Liens Nos. 15140 and 15141, assessed against other property owned by the State under the Murphy Act; or
2. That the Trustees authorize advertisement and sale of parcels necessary for right of way, applying amount of Sidewalk Liens toward the base bid required under the rules.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the recommendation of the Secretary be adopted as the action of the Trustees; that proposal No. 1 be submitted to the City of Jacksonville and if not acceptable that the second suggestion be carried out. Upon vote the motion was adopted and so ordered.

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Upon motion of Mr. Watson, seconded by Mr. Mayo, action was deferred on bid of \$2000 by John W. Martin for three-story building located in Jacksonville, and the Secretary was requested to compile information for consideration at the next meeting. Upon vote the motion was adopted and so ordered.

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Request was presented from J. L. Durrance and John M. Alderman that protest be allowed to sale of Murphy Act land in Hardee County, March 8, 1943, in favor of Ardell Lowe of Zolfo Springs, Florida, said protest being based on statements that Durrance and Alderman had discussed with the Clerk purchase of this property, described as "Ticehurst," and he had agreed to notify them should application be made from other parties; that they have deed to 80 acres of the land sold and have paid taxes on 113 acres for several years; that the property lies within

their pasture, and they offer to deposit \$325.00 and costs to have the land readvertised in order that protestants be given an opportunity to bid and protect their holdings.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees allow protest of J. L. Durrance and John M. Alderman, provided deposit of \$325 and costs are immediately deposited with the Clerk of the Circuit Court of Hardee County; that upon such deposit being made the Clerk be directed to readvertise the land. Upon vote the motion was adopted and so ordered.

The following requests were presented from Martin County for special action by the Trustees:

1. F. H. Williams, Jr.—In October 1941 a base bid of 10% was authorized for advertisement of 2270 acres of land in Sections 13, 14, 15, 16, 17, 21 and 22, Township 38 South, Range 40 East, located in Palm City Drainage District. Mr. Williams was unable to raise the money at that time, but now makes request that the action taken in 1941 be confirmed, allowing advertisement with base bid of 10 per cent of the 1932 assessed value.
2. Walter Johns—Makes application for base bid of 10% of the 1932 assessed value involving 1235 acres of land in Sections 20, 23, 24, 27, 33, 34 and 35, Township 38 South, Range 40 East, located in Palm City Drainage District.

Information having been furnished by Mr. Evans Crary of Martin County that the land covered by applications of Mr. Williams and Mr. Johns was cut-over woodland, with no improvements and of no value except for grazing, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize base bid of 10 per cent for advertising the land applied for in Special Cases 1 and 2 above. Upon vote the motion was adopted and so ordered.

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It was agreed to defer action on request that the Trustees stipulate with the United States in suits involving Murphy Act land in Monroe County.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,

April 20, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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#### SUBJECTS UNDER CHAPTER 610

Mr. Frank Bass of Wauchula, Florida, submitted an offer of \$5 an acre for the following described land:

142.82 acres in Section 35, Township 39 South,  
Range 33 East;

20.40 acres in Section 4, Township 40 South,  
Range 33 East, and

155.16 acres in Section 3, Township 40 South,  
Range 33 East, subject to grazing lease.

All located in Glades County, Florida, north of the town of Lakeport, Florida.

Mr. Bayless informed the Board that the tract in Section 3 was under lease to W. B. Norton which would expire July 26, 1943.

Mr. Mayo advised Mr. Bass that it was customary for the Trustees to allow lessee the opportunity of bidding on land under lease to him before sale was made, to which Mr. Bass replied that he had made arrangements to buy Mr. Norton out.

The Trustees being advised that the offer was in line with appraisal on the land, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to sell the three tracts of land applied for by Mr. Bass at a price of \$5 an acre, with the understanding that Mr. Bass had made arrangements to buy out lease held by W. B. Nor-

ton on a portion of the land. Upon vote the motion was adopted and it was so ordered.

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R. E. Hamrick of Okeechobee, Florida, presented the application of S. J. Davis, holder of five-year Grazing Lease No. 214 on the following described land:

In Sections 32 and 33, Township 37 South, Range 35 East;

In Section 5, Township 38 South, Range 35 East, Okeechobee County, Florida.

Mr. Hamrick explained that at the meeting on April 13th the Trustees had considered two offers to purchase the land involved in Lease No. 214—\$17.50 an acre from S. J. Davis and \$20.25 an acre from Joe Bonjiovanni—and had authorized advertisement of the land for competitive bidding; that under his lease Mr. Davis had the refusal of buying the land at the market price and since land in that locality had recently sold at \$17.50 an acre he was under the impression that he could purchase at such price.

Governor Holland stated that while Mr. Davis had the refusal under the terms of his lease to purchase the land at an agreed price, and the privilege of renewing the lease upon terms to be decided upon, yet the Trustees could not sell to him at a lower price than some one else would offer.

Upon consideration of the statements made, motion was offered by Mr. Mayo, seconded by Mr. Larson, that action of the Trustees April 13th, 1943, on this subject be rescinded and the land withdrawn from sale, Lease No. 214 to remain in force under its terms. Upon vote the motion was adopted and so ordered.

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Mr. R. E. Hamrick representing J. E. Whidden, submitted proposal to purchase Mortgage No. 17528, dated February 3, 1926, executed by Raffie Watts in favor of the Trustees, covering land described as being in

Section 4, Township 38 South, Range 35 East—  
13.41 acres in Okeechobee County,

which originally sold for \$300 an acre.

It was stated that the land sold for \$4,023.00 with cash payment of \$1,005.75; that soon after this payment Mr.

Watts moved away and made no further payments on the land. Mr. Whidden purchased 113 acres of this land from Mr. Watts without knowledge of the mortgage. He now desires to purchase the mortgage from the Trustees and offers \$10 an acre for satisfaction of mortgage.

Upon information from Mr. Bayless that this offer was in line with other settlements in that locality, motion was by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$10 an acre from J. E. Whidden for satisfaction of Mortgage No. 17528. Upon vote the motion was adopted and so ordered.

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Mr. H. D. Perry was presented and requested that the Trustees agree to sell the land applied for by him and Kate Perry, acted on by the Trustees April 13, and allow purchase of the land without advertisement, one parcel to be deeded to Kate Perry and one to himself.

Mr. Mayo stated that he made the motion to advertise the land for competitive bidding with a starting price of \$30 an acre, but it would be agreeable with him to have that motion rescinded and allow sale in two tracts which would not necessitate advertising. Whereupon motion was made by Mr. Larson, seconded by Mr. Mayo, that sale of the following described land be authorized in favor of Kate and H. D. Perry at a price of \$30 an acre, the acreage to be divided in two parcels :

NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ ,  
Section 34, and N $\frac{1}{2}$  of Section 35, Township 51  
South, Range 41 East—540 acres in Broward  
County.

Upon vote the motion was adopted and so ordered.

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Mr. Luther Jones of Belle Glade, Florida, and Mr. A. R. Richardson of Tallahassee, representing Heller Brothers Growers, Inc., offered \$25 an acre for 240 acres of land described as:

NW $\frac{1}{4}$  and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 15, Township  
44 South, Range 37 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$25 an acre from clients of Messrs. Jones and Richardson for the land applied for in Section 15 as above. Upon vote the motion was adopted and sale authorized.

Messrs. Luther Jones and A. R. Richardson submitted the following offers on behalf of Sam Fleming for land in Palm Beach County:

\$12.50 an acre for Section 25, Township 43 South,  
Range 38 East, or  
\$15 an acre for the S $\frac{1}{2}$  only of said Section.

Upon discussion of the proposal, applicants agreed to pay \$15 an acre for the S $\frac{1}{2}$  of the section and \$12.50 an acre for the N $\frac{1}{2}$ .

Upon motion of Mr. Larson, seconded by Mr. Mayo, the Trustees agreed to accept the offers of \$15 and \$12.50 an acre respectively for the S $\frac{1}{2}$  and the N $\frac{1}{2}$  of Section 25, Township 43 South, Range 38 East. Upon vote the motion was adopted and so ordered.

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Request from R. R. Saunders of Fort Lauderdale, Florida, on behalf of Cracker Oil Company, was deferred for the full membership of the Trustees to be present.

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Offer of \$605.76 was presented from Miss Leila Langford of Tallahassee, Florida, for the purchase of the following described land:

201.92 acres in Section 3, Township 36 South,  
Range 33 East, Okeechobee County.

Mr. Bayless reported that the land was located in the Kissimmee River Prairie and had been appraised at \$3 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$3 an acre for the land applied for by Miss Langford. Upon vote the motion was adopted and so ordered.

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Application was presented from L. S. Remsberg, Fort Lauderdale, Florida, to purchase land in Broward County described as:

325 acres in Section 4, Township 50 South, Range 40 East, and located approximately twenty (20) miles West of Fort Lauderdale, South of the right of way of State Road No. 26, for which an offer of \$25 an acre was made.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to advertise for competitive bidding the land applied for by Mr. Remsberg based on his offer of \$25 an acre plus cost of advertisement. Upon vote the motion was adopted and so ordered.

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Offer of \$25 annually was submitted from William Bourne of Miami, Florida, for five-year lease on approximately one-half acre of bay bottom located south of Key Biscayne.

Mr. Bayless reported that the site had been leased as a fishing camp site for the past three years at the price offered.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize five-year lease in favor of Mr. Bourne covering the site described for use as a fishing camp site, upon payment of \$25 annually. Upon vote the motion was adopted and so ordered.

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Mr. Inman W. Weeks of Pahokee, Florida, offered \$75 for 0.12 of an acre of lake bottom lying between his home and the United States Levee right of way line, located in Section 18, Township 42 South, Range 37 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to sell the fraction of an acre of lake bottom land applied for by Mr. Weeks at a price of \$75. Upon vote the motion was adopted and so ordered.

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Mr. Inman W. Weeks, on behalf of Robert W. Crouch, submitted offer of \$125 an acre for land described as:

Lots 16 and 17, Section 20, Township 43 South,  
Range 35 East—containing 33.04 acres.

The land lies at the West end of Palm Beach County and Lot 17 has frontage on State Road No. 25 running between Clewiston and LaBelle. In view of the fact that the land had been burned, it was recommended that the offer be accepted, said lots being the last two owned by the State in an area subdivided some years ago for settlers in that locality.

Motion was made by Mr. Mayo to accept offer of \$125 an acre from Mr. Weeks for Lots 16 and 17 applied for by Mr. Weeks on behalf of Robert W. Crouch. Motion seconded by Mr. Larson and upon vote adopted.

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Mr. Inman W. Weeks, on behalf of C. E. Thomas Estate, offered \$50 an acre cash for marginal lands located between their upland property and the dike constructed by them on Ritta Island in Palm Beach County, Township 43 South, Range 35 East. The area applied for comprises an island in Lake Okeechobee near Lake Harbor, and if sale is authorized by the Trustees it will be necessary that the matter be submitted to the War Department for approval before sale can be consummated. It was stated that this procedure was in line with agreement between the Trustees and the War Department that no area would be sold on the lakeward side of the United States Okeechobee Levee without approval of the War Department.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize sale of the island applied for by Mr. Weeks upon payment of \$50 an acre cash, conditioned upon approval of such sale by the War Department. Upon vote the motion was adopted and so ordered.

It was agreed that upon approval of sale survey will be made at the expense of the Thomas Estate to determine the correct acreage of the island.

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Offer of \$12.50 an acre was presented from Senator J. A. Franklin, Fort Myers, Florida, on behalf of Joe Priest, for the purchase of

Hiatus Lots 5 and 6, Township 45 South, between Ranges 36 and 37 East, Palm Beach County, being an unsurveyed area of approximately 80 acres.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$12.50 an acre for the land applied for by Mr. Franklin on behalf of Mr. Priest. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees hold in abeyance application from Grant and Layfield of Lake Harbor, Florida, to purchase at a price of \$75 an acre approximately 150 acres of lake bor-

tom land in Township 43 South, Range 35 East, lying between the Old State Dike and the new U. S. Government Levee. Upon vote the motion was adopted and so ordered.

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Offer of \$150 an acre was presented from Frank M. Warren, Perry, Florida, for land described as:

SW $\frac{1}{4}$  of NW $\frac{1}{4}$  and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 4,  
Township 5 South, Range 6 East, Taylor County—  
80 acres.

Statement from Mr. Warren was that the land lies within his pasture.

Mr. Bayless reported that the Field Agent had appraised the land at \$190.50 and had furnished information that about eight years ago a storm had blown all the timber down.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$150 but that counter proposal be made to accept \$190.50 for the 80 acres. Upon vote the motion was adopted and so ordered.

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Request was presented from the U. S. Naval Operations, Jacksonville, Florida, for permission to erect low level bombing targets on Lake Woodruff in Volusia County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the request be referred to the County Commissioners of Volusia County for information as to whether or not there would be objection from residents in the locality. Upon vote the motion was adopted and so ordered.

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Request was submitted from the United States Naval Air Station, Miami, Florida, for permission to conduct aerial gunnery practice over State owned lands in Dade County, South and West of Miami.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant permission to the United States for use of the State land lying South and West of Miami, over which to conduct aerial gunnery practice. Upon vote the motion was adopted and so ordered.

Application was presented from Mr. Inman W. Weeks, as Co-Administrator of the estate of C. E. Thomas, with offer of \$75 an acre for the purchase of the following described land, title to which vested in the State under the provisions of Chapter 14717, Acts of 1931, and covered by Everglades Drainage District tax sale Certificate No. 501 of July 4, 1927:

$W\frac{1}{2}$  of  $E\frac{1}{2}$  of  $W\frac{1}{2}$  of  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ ;

$W\frac{1}{2}$  of  $E\frac{1}{2}$  of  $W\frac{1}{2}$  of  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$ ;

$E\frac{1}{8}$  of  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$ ,

$W\frac{1}{2}$  of  $E\frac{1}{2}$  of  $E\frac{1}{2}$  of  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$ ,

All in Section 6, Township 44 South, Range 36 East, Palm Beach County, containing approximately 62.5 acres.

Mr. Elliot reported that Mr. Weeks was not the former owner of the land, but no attempt has been made by former owner to purchase, and the time has expired within which the Trustees agreed to allow former owner exclusive right to purchase; that the offer from Mr. Weeks is almost double the amount the Trustees have in the land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$75 an acre for the land above described, deed to be made to C. A. Thomas and Inman W. Weeks, Co-Administrators of the Estate of C. E. Thomas. Upon vote the motion was adopted and so ordered.

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The Secretary reported that there were a number of deeds ready for execution, covering sale of lands under Everglades Drainage District tax sale certificates, title to which vested in the State under the provisions of Chapter 14717, Acts of 1931, and requested that authority be given for execution of all such deeds in favor of former owners and where full amount of purchase price had been received.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the request of the Secretary be granted and authority given for execution and delivery of all deeds where payments have been made by former owners. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, and duly adopted, that the following list of salaries, ex-

pense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

F. C. Elliot, Secretary and Engineer.....	\$ 400.00
F. Elgin Bayless, Chief Clerk, Land Office .....	\$ 275.00
Less Insurance .....	2.95
	<hr/> 272.05
M. O. Barco, Clerk and Stenographer.....	175.00
Jentye Dedge, Clerk and Stenographer...	175.00
H. L. Shearer, Clerk, Land Office (Part Time) .....	50.00
J. B. Lee, Guard for Timber Tract.....	20.00
Protective Life Insurance Co., Ralph Newman Agencies .....	2.95
Southeastern Telephone Company, Tallahassee .....	8.20
Rose Printing Company, Tallahassee.....	18.00
T. W. Conely, Jr., Okeechobee, Florida .....	100.00
J. Alex Arnette, C.C.C., Palm Beach County .....	1.65
E. R. Bennett, C.C.C., Broward County...	105.13
Frank Stoutamire, Sheriff, Leon County .....	2.85
W. B. Granger, Belle Glade.....	31.30
J. F. Cochran, Postmaster .....	10.00
Total .....	<hr/> \$1,372.13

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	4-12-43	1
Broward	3-15-43	191
Broward	3-19-43	231
Dade	3-17-43	126
DeSoto	4- 6-43	7
Gulf	3-29-43	2

Palm Beach	3-12-43	130
St. Johns	3-10-43	19
St. Lucie	4- 5-43	26
Wakulla	3-23-43	6

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Mr. Gunby Gibbons of Tampa, Florida, presented application on behalf of Hendry Corporation, Rattlesnake, Florida, for perpetual easement over Murphy Act land in Hillsborough County for the purpose of constructing a spur track to the shipbuilding plant of applicant on Old Tampa Bay. Mr. Gibbons stated that his client owns and operates a large shipbuilding plant, west and north of the property owned by the State, and has a contract with the United States for building and repairing ships, barges and tugboats; that a survey has been made of the surrounding territory and the land applied for is the only available entrance to their property for a right of way.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize perpetual right of way easement in favor of Hendry Corporation of Rattlesnake, Florida, involving approximately 4.2 acres comprising the north 150 feet of a parcel in the NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9, Township 30 South, Range 18 East, covered by Certificate No. 9745 of 1933; payment for such easement to be \$65.00. Upon vote the motion was adopted and the Secretary directed to prepare easement under the usual terms and conditions.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, and duly adopted, that the following list of salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor :

The Western Union Telegraph Co., Tallahassee .....	\$	1.16
Merritt Brown Company, Jacksonville...		5.00

The H. & W. B. Drew Company, Jacksonville .....	1.50
J. F. Cochran, Postmaster.....	30.00
S. S. Savage, Field Agent, Ocala .....	46.60
E. B. Savage, Asst. to Field Agent, Ocala .....	12.55
Comptroller, State of Florida, Tallahassee, Transportation Request James H. Millican, Jr.....	2.10
Geo. F. Sampson, Clerk.....	275.00
Ernest Hewitt, Bookkeeper.....	200.00
Helen Phillips, Clerk-Stenographer.....	150.00
Mary Evans Voss, Clerk-Stenographer.....	125.00
J. R. Roberts, Clerk.....	\$ 150.00
Less Insurance .....	2.92
	<hr/> 147.08
M. O. Barco, Clerk-Stenographer.....	25.00
Jentye Dedge, Clerk-Stenographer.....	25.00
F. C. Elliot, Secretary.....	50.00
E. B. Savage, Compass Man for Field Agent .....	45.00
Aetna Life Insurance Co., Ralph D. Newman Agencies .....	2.92
Total .....	<hr/> \$1,143.91

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
April 27, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer

J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

(Governor, Comptroller and Attorney General absent from room during part of meeting).

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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### SUBJECTS UNDER CHAPTER 610

Offer of \$10 an acre was presented from George F. Walz, Miami Productions Credit Association, Miami, Florida, for the purchase of

N $\frac{1}{2}$  of Lots 1 and 2, Section 35, Township 51 South, Range 41 East, containing 53.42 acres in Dade County.

Mr. Bayless reported that the land is located approximately twelve miles north of Miami and has an appraisal of \$15 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees deny offer of \$10 an acre from Mr. Walz for the land in Dade County. Upon vote the motion was adopted and so ordered.

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Request was presented from the United States Naval Air Station, Jacksonville, Florida, for permission to use an unsurveyed island in the mouth of Nassau Sound, in

Sections 18 and 19, Township 1 North, Range 29 East, Nassau County.

It was explained that the Navy desired this area as a bombing target site and that non-explosive practice bombs would be used.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize permit in favor of the United States for use of the land described as a bombing target site. Upon vote the motion was adopted and so ordered.

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Application was presented from Lykes Brothers with offer of twelve (12) cents an acre for grazing lease on the following described land:

SW $\frac{1}{4}$  of Section 2; S $\frac{1}{2}$  of Section 4; E $\frac{1}{2}$  of Section 8, and all Section 10, Township 44 South, Range 33 East, containing 1440 acres in Hendry County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize five-year grazing lease in favor of Lykes Brothers covering the land described in application, rental to be twelve cents (12c) an acre annually. Upon vote the motion was adopted and lease ordered executed.

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Mr. Bayless presented letter from G. B. Hughes of Geneva, Alabama, making an offer of \$678 for land described as

Lot 2, Section 30, Township 6 North, Range 16 West, containing 81.50 acres in Holmes County.

Appraisal of the Field Agent valued this land at \$986.00 in 1940, but Mr. H. D. Howell, Clerk of the Circuit Court of Holmes County, states that considerable trespass has been committed since the appraisal.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer from Mr. Hughes for the Holmes County land and that a re-appraisal be made of the land to ascertain amount of trespass.

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Edgar G. Hamilton, on behalf of C. S. Cornelius, offers twenty-five (25) cents an acre annually for five-year grazing lease on Eagle Bay bottom lands lying between Limpkin Creek and the land recently sold Mr. Cornelius in Section 5, Township 38 South, Range 35 East, involving approximately 100 acres, Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize five-year grazing lease in favor of C. S. Cornelius, adjacent to the land recently purchased by him, upon payment of twenty-five cents an acre annually. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that action be deferred on request from R. R. Saunders, on behalf of Cracker Oil Company, for reduction in rental price of oil lease. Upon vote the motion was adopted and the matter held for the next meeting.

John L. Evans of Monroe, Louisiana, offers \$1650.00 for Hendry County land described as,

Section 3, Township 44 South, Range 32 East.

Mr. Bayless reported that the land is cut-over flat woods located about seventeen miles from Clewiston, has an appraised value of \$1650 and is now under two-year grazing lease to Mr. Vose Babcock with annual rental of twelve cents an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of Mr. Evans. Upon vote the motion was adopted and so ordered.

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Offer of \$200 was presented from C. H. Rogers, Ocala, Florida, for the purchase of the following described State land:

S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 5, Township 17 South, Range 20 East, containing 80 acres in Marion County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer from Mr. Rogers, the price being considered insufficient for the land. Upon vote the motion was adopted.

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Mr. Elliot reported that insurance on the Launch Josephine, owned by the Trustees but now in the custody of the Conservation Department, would expire May 6, 1943, and desired instruction as to whether the policy should be renewed, also whether premium should be paid by the Conservation Department or the Trustees. Also, that the United States Coast Guard might be interested in taking over the launch, reconditioning it and putting it in use for Coast Guard duty.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees renew insurance policy on the Launch Josephine and that the Secretary offer the Boat to the United States Coast Guard for use in the service, conditioned that it be returned to the Trustees in as good condition as when delivered to the Federal Government. Upon vote the motion was adopted and so ordered.

## SUBJECTS UNDER CHAPTER 18296

Mr. Bill Madison, Attorney of Jacksonville, Florida, and Representative G. Warren Sanchez of Sumter County, came before the Trustees in connection with a bill proposed to be introduced at the present session of the legislature having reference to Murphy Act lands. Mr. Madison explained the provisions of the bill, the main ones being consent by the State of Florida to be sued and made party defendant in suits to be brought by cities, villages or towns of the State of Florida for the purpose of enforcing and satisfying tax or assessment liens on property, title to which vested in the State under Chapter 18296, Acts of 1937; providing for former owner or claimant as well as taxing districts to be made parties to the suits; providing for the manner in which the interest of the State and city, village or town shall be adjudicated; providing for sale of the property and distribution of proceeds, payment of costs and attorneys' fees; and that such suits shall be brought only in the Courts of the State of Florida.

Upon discussion of the various provisions, suggestions were made by the Governor as to certain changes he thought advisable to be made, which were agreeable to the sponsors of the Bill. It was the view of the members that the Trustees were thoroughly in accord with some procedure to enable lands covered by the Bill to be disposed of and put back on the tax rolls with title that could be insured by Title Insurance Companies, and that with a few changes the proposed measure would be acceptable to the Board.

Mr. Madison and Mr. Sanchez were requested to confer further with the Attorney General's office and work out the suggested changes before submitting the Bill to the Legislature.

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Mrs. Berta Ivey George of Branford, Florida, came before the Trustees and protested the manner in which Suwanee County officers were handling land transactions.

The Governor requested Mrs. George to have her attorney submit a report of the charges she has to prefer, upon receipt of which the Trustees would give the matter consideration.

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Request was submitted from the Clerk of the Circuit Court of Volusia County on behalf of the Board of County Commissioners, that the Trustees allow base bid of \$10 for advertising approximately seven (7) acres of Murphy Act land which the County desired to use as a borrow pit and

debris dump required in connection with construction of New Smyrna Beach Civil Aeronautics Administration Airport for the Navy. The lots desired are located in

Islesboro S/D of William Williams Grant, Section 39, Townships 16 and 17 South, Range 33 East; Turnbull Shores Sub. in Section 36, Township 16 South, Range 33 East,

All in Volusia County, Florida.

The Clerk reported that this was the same land from which the County was removing small timber and paying the Trustees \$5 per thousand, and also paying the City of New Smyrna Beach \$500 for City liens.

In view of the purpose for which the tract of land will be used, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees allow a base bid of \$10 for advertising approximately 7 acres comprising lots in the subdivisions of Islesboro and Turnbull Shores. Upon vote the motion was adopted and the Secretary directed to notify the Clerk of the action taken.

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Duval County Case—Bid of John W. Martin, \$2000.00 on three-story brick building in Jacksonville, was presented to the Trustees with additional information as requested at the last meeting.

Upon discussion of the case, motion was made by Mr. Lee, seconded by Mr. Mayo, that the Secretary have an appraisal made of the building and submit written report giving information as to appraised value, amount of money expended by John W. Martin on improvements, who has been occupying the building since the property reverted to the State, amount of rent paid and to whom rental payments were made. Upon vote the motion was adopted and so ordered.

The Secretary called attention to House Bill No. 127 introduced April 13th by representative A. J. Dunham of Arcadia, being an Act for Relief of C. F. Hull and providing for payment to him by the Trustees of the Internal Improvement Fund of \$706.02 as commissions due him in connection with lands under Chapter 18296.

Upon discussion of the Bill, motion was made by Mr. Watson, seconded by Mr. Mayo, that one member of the Board and the Secretary appear before the Committee on Claims in the House of Representatives and protest passage

of the Act, presenting the objectionable features and explaining that the passage of such act would result in claims from each County Tax Assessor, Tax Collector and Clerk of the Circuit Court in the State. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	4- 5-43	1
Baker	4-19-43	1
Clay	3-27-43	6
Clay	4-10-43	1
DeSoto	4-12-43	4
Flagler	4- 5-43	2
Hernando	4- 3-43	2
Hernando	4-19-43	2
Hillsborough	3-29-43	60
Indian River	4-12-43	9
Lafayette	4-16-43	1
Lake	9-14-42	7
Lake	10-12-42	10
Lake	11- 9-42	1
Lake	1-11-43	6
Liberty	11- 2-42	5
Manatee	3- 1-43	17
Manatee	4- 5-43	17
Manatee	1- 4-43	1
Orange	4- 5-43	42
Osceola	4- 5-43	15
Sumter	11-30-42	1
Union	4-10-43	1

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for right of way easement across Murphy Act land in connection with State Roads in Hernando and Walton Counties.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize and execute right of way easements in favor of the State Road Department across Murphy Act land desired in connection with the following State Roads:

Hernando County Road No. 15—Proj. 794-A  
(5313)—SRD—No. 20  
Walton County Road No. 213—Proj. 5653—SRD  
No. 43.

Upon vote the motion was adopted and so ordered.

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Request was submitted from Senator Raymond Sheldon of Tampa, Florida, for consideration of Hillsborough County Special Case involving approximately 55 acres of land under the Murphy Act in the Subdivision of Hanan Estates. Information furnished was that the 1932 assessed value was \$14,220.00 and in 1942, \$18,280.00; offer of \$800 was made by Mr. Sheldon; adjoining property selling at \$360.00 an acre. No recommendation from the Clerk.

Motion was made by Mr. Lee, seconded by Mr. Watson, that action on the Special Case be deferred for further information from the Clerk. Upon vote the motion was adopted and so ordered.

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Application was presented from the Navy Department of the United States for authority to take possession of Murphy Act land in Volusia County, desired in connection with construction of Naval Aviation Satellite Field, located near Ormond, Florida, northwest of Tomoka River, statement being made that such authority would not deprive the Trustees of adequate compensation for the land.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees execute "Release From Property Owners" in favor of the United States authorizing the taking possession of land in Volusia County for use in the construction of Tomoka Satellite Field, described as being in,

Government Lots 1 and 2, Section 18, Township  
14 South, Range 32 East, also known as Tomoka  
S/D,

conditioned that such agreement will not deprive the State of compensation for said land. Upon vote the motion was adopted and so ordered.

For the information of the Trustees, the Secretary reported that \$25,000.00 would be transferred from funds under Chapter 18296, to the General Revenue Fund.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for  
transfer to General Revenue .....\$25,000.00

The following refund checks were issued during the month of April, 1943, under authority of the Trustees November 29, 1940.

Geo. E. Evans, Clerk Circuit Court, Alachua County, Gainesville, Fla.....\$	5.00
Hardy Crum, c/o G. J. Langston, C. C. C., Wakulla County, Crawfordville, Fla. ....	10.00
<b>TOTAL</b> .....	<b>\$ 15.00</b>

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
May 4, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk.

#### SUBJECTS UNDER CHAPTER 610

Mr. J. Mark Wilcox and Mrs. Lillian Jeffries, of Miami, Florida, came before the Board and submitted application

for exchange of lands owned by Mrs. Jeffries for State owned land in order to block up holdings of Mrs. Jeffries. Map was displayed showing the location of lands in Palm Beach County owned by applicant and those owned by the State in the vicinity of the proposed exchange.

Discussion was had as to the relative value of the land and the basis for exchange. Mr. Wilcox stated that no definite proposal had been made as it was thought best to have action by the Trustees as to whether they would entertain a proposal for exchange. Expression from the Trustees was that if a satisfactory exchange could be worked out as to location and value of the land involved it would be a good thing to have the State land blocked up as well as to block up tracts owned by Mrs. Jeffries.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. Wilcox and Mr. Bayless work out a proposed exchange to be submitted to the Board at some later meeting. Upon vote the motion was adopted.

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Mr. Bayless reported that there were three parcels of State land advertised for competitive bids with sale scheduled for this date; that land described in the following notice was advertised upon application presented to the Trustees March 2nd from J. Edgar Hamilton of West Palm Beach, Florida, on behalf of client, J. C. Chewning who has a lease on the property expiring February 1, 1948, with offer of \$5 an acre; publication appearing in the issues of April 2nd, 9th, 16th, 23rd, and 30th, 1943, of the Lake Worth Leader of Lake Worth, Florida:

## N O T I C E

Tallahassee, Florida, March 30, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, May 4, 1943, at 12 o'clock Noon, for the following described land in Palm Beach County

Section 3, Township 44 South, Range 40 East  
Hiatus Lots 3, 4, 5 and 6, between Townships 43  
and 44 South, Range 40 East, containing 1033.08  
acres, more or less, Palm Beach County.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Upon call for bids, Mr. Hamilton on behalf of Mr. Chewning offered \$5 an acre for all land described in the Notice. Mr. Bayless reported that the land in Section 3 was appraised at \$15 an acre, to which Mr. Hamilton replied that they had purchased land recently in that locality at \$5 an acre and could buy other tracts at the same price, and felt the appraisal was entirely too high.

The Trustees being willing to have the land re-appraised, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees receive the bid of \$5 from Mr. Chewning and hold the same in abeyance pending re-appraisal, no other bids having been submitted for the property advertised. Upon vote the motion was adopted and so ordered.

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Also, based on application from J. Edgar Hamilton, on behalf of Joe Friedheim of West Palm Beach, presented to the Trustees March 23rd with offer of \$15 an acre, the following notice was published in the Palm Beach Post of West Palm Beach, Florida, in the issues of April 3, 10, 17, 24 and May 1, 1943:

## N O T I C E

Tallahassee, Florida, April 3, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, May 4, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

All that part of the N $\frac{1}{2}$  and the N $\frac{1}{2}$  of the South half lying West of Miami Canal in Section 27, township 44 South, Range 35 East, containing approximately 175 acres.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

No other bids having been submitted, motion was made by Mr. Larson, seconded by Mr. Mayo, that the offer of \$15 an acre from Joe Friedheim be accepted for the land described in the foregoing Notice. Upon vote the motion was adopted and the land declared sold to Mr. Friedheim at a price of \$15 an acre.

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Also, upon application from Murray W. Overstreet of Kissimmee, Florida, on behalf of R. D. Lyons, with offer of \$2.50 an acre, the following Notice was published in the Glades County Democrat, Moore Haven, Florida, issues of April 2, 9, 16, 23 and 30, 1943:

### N O T I C E

Tallahassee, Florida, March 30, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, May 4, 1943, at 12 o'clock Noon, for the following described land in GLADES County, Florida

Marginal lands lying between State meander line and the west right-of-way line of Government Levee in Section 2-42-32, containing 305 acres, more or less; also

Marginal lands lying between State meander line and the west right-of-way line of Government Levee in Section 3-42-32, containing 64 acres, more or less; also

Marginal lands lying between State meander line and the west right-of-way line of Government Levee in Section 34-41-32, containing 324 acres, more or less; also

Marginal lands lying between State meander line and the west right-of-way line of Government Levee in Section 35-41-32, containing 60.01 acres, more or less; exact description to be furnished with deed.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.  
By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Mr. Bayless reported that the above notice covers marginal land lying immediately north of Moore Haven, is of sandy character with scattering muck pockets and suitable for grazing; that the adjoining land is assessed at \$4.50 an acre and recommends that not less than that price be accepted for the land in question.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the offer of \$2.50 an acre be declined. Upon vote the motion was adopted.

The Governor asked Mr. Overstreet if he desired to raise his bid, whereupon bid of \$4.50 an acre was submitted on behalf of Mr. Lyons.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$4.50 an acre for the land in Glades County described in the foregoing notice. Upon vote the motion was adopted and so ordered.

Edgar G. Hamilton submitted offer of \$14 an acre on behalf of client Joe Freidheim of West Palm Beach, for the following:

$S\frac{1}{2}$  of  $SE\frac{1}{2}$  and  $SW\frac{1}{4}$  of Section 3, Township 44 South, Range 39 East, containing 240 acres in Palm Beach County.

The price being in line with sale recently made in that locality, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$14 an acre for the land applied for on behalf of Mr. Friedheim. Upon vote the motion was adopted and sale authorized.

Edgar G. Hamilton offered ten (10) cents an acre annually for five-year general lease covering the following described land in Palm Beach County, Florida:

$W\frac{1}{2}$  and  $SE\frac{1}{4}$  of Section 20, Township 47 South, Range 41 East, containing 405.06 acres.

Mr. Hamilton also requested refusal to purchase the land any time during the term of the lease.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize general lease in favor of Mr. Hamilton for a term of five years with rental at the rate of ten cents an acre annually; also refusal to meet any bona fide offer submitted for purchase of the land. Upon vote the motion was adopted and so ordered.

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Application was presented from Miss Leila Langford offering \$640 for Okcechobee County land described as,

Unsurveyed S $\frac{1}{2}$  of Section 31, Township 35 South, Range 33 East, 320 acres.

Information from the Land Clerk was that the land is overflowed river marsh located about twenty miles from Okcechobee with appraisal of \$2 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$640 from Miss Langford for the land described. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented letter from Nicholas Hodsdon of Miami, Florida, on behalf of Sugarglades Farmers Corporation, holder of purchase Contract No. 18582, desiring to know what consideration the Trustees would require for deed to that portion of Section 27, Township 42 South, Range 38 East, lying south and west of West Palm Beach Canal, Palm Beach County.

Information was that the land sold for \$20 an acre and approximately \$14,000.00 has been paid on the contract; that payment of \$2,899.12 due March 30, 1943, is in arrears. Recommendation of Mr. Bayless is that upon receipt of payment due March 30th, the Trustees issue deed in favor of Sugarglades Farmers Corporation to the 45 acres applied for.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that recommendation of Mr. Bayless be approved and upon receipt of overdue payment in amount of \$2,899.12 deed to 45 acres in Section 27, Township 42 South, Range 38 East, be executed in favor of Contract holder. Upon vote the motion was carried and so ordered.

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Mr. Bayless reported that pursuant to action of the Trustees March 17, 1942. eight and one-half acres of sover-

eighty land in Pinellas County was conveyed to the Town of Gulfport, carrying the restriction that should the land be used for other than public purposes the title would revert to the State. Mr. Byron T. Sauls, representing the Town of Gulfport, advises that application has been made by Gulfport Game Association to lease a small tract of this land on which to erect a club house and the Town of Gulfport desires to know if the Trustees would grant permission for leasing of this parcel.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the Town of Gulfport to lease the parcel of land applied for by the Gulfport Game Association on which to erect a club house for use similar to a yacht club. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$500 from F. F. Ravlin for the purchase of a parcel of land in Monroe County in the vicinity of Jewfish Creek, the Trustees having heretofore declined to sell this land pending location of the Overseas Highway. Upon vote the motion was adopted and the offer declined.

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Action was deferred on application from R. R. Saunders, representing Cracker Oil Company, for reduction in annual rental for oil lease on State land. It was desired that the full membership be present for consideration of this subject.

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Offer of \$17.50 an acre was presented from C. A. Bailey, on behalf of J. R. Schoenfeld, for the purchase of the following land:

NW $\frac{1}{4}$  and S $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 27, Township 43 South, Range 39 East, containing 240 acres in Palm Beach County.

Location of the land was given as being off Conner's Highway, about  $3\frac{1}{2}$  miles west of Twenty Mile Bend.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$17.50 an acre for the land applied for on behalf of Mr. Schoenfeld, such price

being in line with other sales in that locality. Upon vote the motion was adopted.

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Application was presented from C. A. Bailey, representing M. L. Alspaugh, offering \$15 an acre for Palm Beach County land described as,

S $\frac{1}{2}$  of Section 27, Township 43 South, Range 39 East, containing 320 acres.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the offer of \$15 an acre from Mr. Alspaugh be accepted for the land described. Upon vote the motion was adopted and the sale authorized.

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Pursuant to action of the Trustees last July, following report from the Secretary on the subject of drainage district taxes on State land and other related subjects, Mr. Elliot presented memorandum of a proposed bill which had been prepared in conjunction with the Attorney General's office. The main features of the bill were explained by Mr. Millican, Assistant Attorney General, and the Secretary.

Only three members of the Trustees being present, it was decided to defer action until the Attorney General could be present, and it was so ordered.

The Secretary also presented a proposed bill to be introduced by Representative Middleton of Putnam County, having reference to land marginal to Lake Broward in Putnam County. It was explained that in December, 1941, Mr. W. S. Middleton, then Mayor of Pomona, appeared before the Trustees in connection with title to the strip of marginal land around Lake Broward, between the water's edge and upland property; that there being some doubt as to the Trustees' right to convey it was recommended that a bill be presented to the next session of the legislature giving the Trustees authority to convey such land to the town of Pomona, and the Bill above referred to having been worked out with the Attorney General's office was presented for consideration at this time.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees interpose no objection to passage of the bill authorizing conveyance to the town of Pomona of land marginal to Lake Broward in Putnam County. Upon vote the motion was adopted and so ordered.

Mr. Elliot presented the following report on Disston Island Drainage District which was occasioned by statement from the District of taxes due by the Trustees on State land within said district:

Tallahassee, Florida,  
April 22, 1943.

Trustees of the Internal Improvement Fund,  
Capitol Building.

Gentlemen:

Disston Island Drainage District has transmitted to the Trustees its bill for drainage taxes for the year 1942 and prior years to 1930 in the total amount of \$52,275.34.

Circumstances relating to drainage taxes in the above named District warrant a report to the Trustees on that subject, and I therefore submit the following:

#### RE DISSTON ISLAND DRAINAGE DISTRICT

Chapter 9977 Special Acts of 1923 created Disston Island Drainage District, defined its boundaries, and provided that said district shall operate under the provisions of Chapter 6458, Laws of Florida, Acts of 1913, and amendments thereto, commonly referred to as the "General Drainage Law." Chapter 9977 describes the north boundary of Disston Island Drainage District as being along the north side of the Okeechobee-South Shore levee canal from its intersection with Three-Mile Canal at Moore Haven to the intersection of the south boundary of Township 42 South, Range 34 East, with said north side of Okeechobee-South Shore Levee canal.

The above boundary, with the exception of two or three short portions, lies on the lakeward side of the Okeechobee meander. Between said boundary and the lake meander the area is sovereignty land comprising part of the bottom of Lake Okeechobee, now partially reclaimed. The works affecting reclamation comprise the Government Levee not constructed at the cost of Disston Island

Drainage District, and the drainage ditches and pumping stations provided by the District. The latter are not sufficiently adequate to afford drainage of the lake bottom lands at all times.

Disston Island Drainage District has imposed drainage taxes upon said land and has rendered a bill to the Trustees of the Internal Improvement Fund for such taxes. The area of land upon which taxes have been imposed as listed by the District comprises 1322 acres and taxes for the year 1942 are set forth in the amount of \$2,764.30 representing an average of \$2.091 per acre. This office has examined the description of the land and the acreage thereof as ascertained for taxing purposes by Disston Island Drainage District. It appears from maps on file in this office that the district has imposed taxes on all the land held by the State between Lake Okeechobee meander and the north boundary of said District without allowance for land occupied by Okeechobee Levee and navigation channel, by drainage works of said district and their right of ways, and for right of ways for roads and railroads. This office has made computations of areas from which have been deducted all right of ways of drainage works, roads and railroads, and has tabulated the same, and has also shown the area of each parcel as ascertained by Disston Island Drainage District. The disparity between areas as ascertained by Disston Island Drainage District and as computed by this office is due largely to right of ways not deducted by the District. It would appear that drainage district taxes do not properly lie against land comprising right of way for Okeechobee-South Shore Levee, for U. S. Government Levee and Navigation Channel, for drainage works of Disston Island Drainage District, for public roads, nor, in so far as the Trustees of the Internal Improvement Fund are concerned, for railroads.

Right of way through State land as above is made up of:

1. 10.3 miles along Okeechobee Levee, representing 494 acres, of which the District's marginal canal occupies 82 acres. Said right of way has been granted by the Trustees to the United States for the navigation channel and Government levee.

2. Right of way for the District's canals covering 2.7 miles, representing 43 acres.
3. For roads and railroads, .3 miles representing 5 acres.
4. Total for right of way purposes—542 acres, of which from (1) and (2) 125 acres are for the exclusive use of the District's drainage works.

As to drainage taxes on State land, Chapter 16640, Acts of 1931, provides that where lands of the State are located within a drainage district and subject to special assessments or taxes, the collecting agency shall furnish the Trustees with notice of taxes due. Failure to notify shall void delinquency and shall operate to prevent sale for non-payment and allows redemption without interest and costs. The Trustees' records do not disclose that a tax statement has been furnished by the District since 1930 till February, 1943 for 1942 taxes.

Disston Island Drainage District offers to forgive back taxes in the amount of \$49,511.04 from 1930 to 1941, both inclusive, provided the Trustees pay 1942 taxes now in the amount of \$2,764.30 and cancel all amounts due Trustees on account of work done by them several years ago for the district. In 1923 Disston Island Drainage District made application to the Trustees for a loan of \$5,000 with which to undertake certain drainage work. The Trustees agreed to make the loan subject to the condition that the work be performed under the supervision of the Chief Drainage Engineer. The work was actually performed by Everglades Drainage District but the cost was borne by the Trustees and Disston Island Drainage District was rendered bills therefor as follows:

In 1923 .....	\$6,289.72
In 1924 .....	1,036.36
In 1926 .....	1,650.87
Total .....	8,976.95

The above bills have not been paid.

Also the Trustees without formal action permitted the District to use State land without charge as right of way for the drainage works. While the value of the land taken for right of way

is not great as measured by standards in use by Trustees, the District must have ascribed considerable value to the land to justify a drainage tax of more than \$2 per acre per annum thereon. In other subdrainage districts in the Everglades taxes are imposed at rates from \$3 to \$3.50 per acre on drained muck land having a value of \$150 to \$200 per acre. While drainage taxes are imposed on the basis of benefits and not on an ad valorem basis, yet land values are largely the result of those benefits. That being so a relation between values of drained land may be arrived at. Applying this rule to the State land in Disston Island Drainage District the value of the same would be somewhere around \$90 to \$130 per acre. That is more than the land is worth. In fact for this class of land—lake bottom, much of it sand, imperfectly drained, the accumulated taxes of \$39.54 per acre have reached its full value.

Total taxes imposed running through 30 years amount to \$61.44 per acre. The annual installment of taxes is \$2.048 per acre running through 30 years.

In giving consideration to the payment of taxes I recommend as follows:

1. That all areas comprising right of way through State land be deducted in arriving at amounts of taxes due.
2. That Disston Island Drainage District be requested, beginning with 1943, to reduce its taxes on lands comprising the bottom of Lake Okeechobee to not exceeding 10c per acre per annum.
3. That the Trustees accept the District's offer to forgive back taxes conditioned that the Trustees forgive whatever debt there may be of the District to Trustees and pay 1942 taxes now, provided the District effectuates recommendation No. 2 and accepts recommendation No. 1 as a basis for taxation.

(Signed)

Very truly yours,

F. C. ELLIOT,

Engineer and Secretary.

Upon discussion of the report, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees pay the

1942 Disston Island Drainage District taxes on State lands, provided the District will abide by and carry out conditions 1, 2 and 3 set forth in the foregoing report, with taxes on lands comprising the bottom of Lake Okeechobee, beginning with the year 1943, to be not in excess of ten cents (10c) an acre annually. Upon vote the motion was carried and the recommendations of the Secretary adopted as the action of this Board.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the following bill be approved for taking notes at joint meeting of representatives of Everglades Drainage District, Okeechobee Flood Control District, Everglades Fire Control District and U. S. Soil Conservation Survey:

Mrs. W. J. McElwain,  
Tallahassee, Florida .....\$ 8.00

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Upon vote the motion was adopted and the bill ordered transmitted to the Comptroller with request that warrant be drawn in payment therefor.

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	3-17-43	49
Bay	4- 5-43	33
Bay	4-19-43	17
Brevard	4- 5-43	37
Charlotte	4- 5-43	2
Columbia	4-21-43	7
DeSoto	4-27-43	3
Escambia	4-16-43	8
Gadsden	4-26-43	8
Gulf	4-26-43	3
Hardee	4- 5-43	12
Jackson	4-12-43	20
Lafayette	4-23-43	1
Lafayette	4-23-43	1
Martin	4-19-43	9

Marion	4- 5-43	52
Monroe	4- 7-43	22
Nassau	4-19-43	7
Okeechobee	4-15-43	3
Okeechobee	4-29-43	1
Osceola	4- 5-43	22
Osceola	4-26-43	18
Pasco	4- 5-43	25
Putnam	4- 3-43	50
Seminole	4-12-43	25
Sumter	4- 5-43	16
Suwannee	2- 8-43	26
Taylor	3-12-43	3
Walton	4-15-43	5
Walton	4-19-43	7

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department requesting right of way through Murphy Act land in Boward County, being part of Section 8, Township 49 South, Range 42 East, to be used in connection with a State Road.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor of the State Road Department to be used in connection with the following State Road in Broward County:

Road No. 581—Project DA-NP-17(4542)—SRD  
No. 30

Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that report from the Attorney General, Re Stipulation fixing the value on Murphy Act lands in Monroe County, be deferred until such time as the Attorney General can be present. Upon vote the motion was adopted and so ordered.

Consideration was given to application from Mrs. Lena Loper of Astatula, Florida, for lease on the following described Murphy Act land in Lake County:

Lots 10, 11, 14 and 15, Block A, Astatula—Certificates Nos. 9129, 9130 and 9133 of 1933.

Upon recommendation from the Secretary, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize one-year lease in favor of Mrs. Loper covering the above described land, upon payment of \$10.00; lease to be subject to sale of the land and in the event of sale during term of lease, no refund to be made lessee. Upon vote the motion was adopted and so ordered.

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Marion County Special Case request was presented from William J. Matheson and Faith A. Matheson, for reduction of base bid to 10% of the 1932 assessed value, on four parcels of land in,

Section 3, Township 38 South, Range 40 East, Containing 339 acres in Martin County.

The Secretary explained that this land was represented as being in the same locality and of the same character as two other parcels on which the Trustees had allowed reduced base bids, however that there was a difference in that the other cases covered land within a drainage district, while the case now presented does not lie within any drainage district although in the same locality—Palm City Farms section.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the request for reduction of base bid be denied. Upon vote the motion was adopted.

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
May 11, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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#### SUBJECTS UNDER CHAPTER 610

Mr. Bayless presented application from R. R. Saunders of Fort Lauderdale, Florida, on behalf of Cracker Oil Company, asking for one year extension of the terms of their Oil Lease No. 168 involving 14,060 acres of State land, for which they agree to pay the annual rental of \$1,406.00.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize extension for one year of Oil Lease No. 168 in favor of Cracker Oil Company upon payment of annual rental of \$1,406.00. Upon vote the motion was adopted and extension granted.

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Application was submitted from Herbert N. Schwarz of Miami, Florida, on behalf of Otto J. Cohen, requesting deed to marginal strip adjacent to Lot 2, Block 4, San Marino Island, in Biscayne Bay.

Mr. Bayless explained that the area in question comprised a strip approximately five (5) feet in width outside of the plotted description of Mr. Cohen's property but inside of the bulkhead; that requests similar to Mr. Schwarz' have been allowed and deeds issued for a nominal consideration plus advertising costs.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize deed in favor of Mr. Cohen to the strip applied for upon payment of \$25 and cost of advertisement. Upon vote the motion was adopted and so ordered.

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Offer of \$500 was again presented from F. F. Ravlin of Miami, Florida, for the purchase of approximately one (1) acre of sovereignty land in Monroe County, located on the side south of Intercoastal Waterway through Jewfish Creek, in Section 36, Township 60 South, Range 39 East.

Mr. Bayless informed the board that should they consider selling the tract it would have to be advertised for objections and could also be advertised for bids at the same time.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees agree to advertise for objections and bids the land applied for by Mr. Ravlin on Jewfish Creek, with the understanding that Mr. Ravlin would bid not less than \$500 for the parcel on date of sale. Upon vote motion was adopted.

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Request was presented from J. C. and Austin Pearce offering \$2.50 an acre for the following described land:

Lots, 6, 10, 11, 12, 13 and 14, Section 13, Township 37 South, Range 33 East, Containing 182.37 acres in Highlands County.

Appraisal of the lots was given as \$2.50 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$2.50 an acre from applicants for the land described. Upon vote the motion was adopted and so ordered.

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Offer of \$25 an acre was submitted from T. W. Conely, Jr., for State land described as:

Approximately 3 acres of reclaimed land lying between the Government Meander and the Seventeen-foot contour, adjacent to Lot 2, Section 3, Township 37 South, Range 35 East, Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$25 an acre for the land applied for by Mr. Conely. Upon vote the motion was adopted and so ordered.

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The Governor reported that suit was being brought by the Syndicate holding some \$231,000 of Everglades Bonds which were not redeemed under the composition proceedings; that such suit if allowed will affect the Trustees. and the Attorney General desires to know if this Board thinks

it necessary for him to intervene so that participation of the State would be clearly known and understood by the Court. The Governor was of the opinion that it would be a good idea for the Attorney General to handle the matter in harmony with Attorneys of the District and of the Syndicate.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Attorney General be requested to represent the Trustees in the case reported by the Governor in the manner suggested. Upon vote the motion was adopted and so ordered.

Financial Statements for the month of April are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

Financial Statement for the Month of April, 1943  
Receipts for the month

Land Sales .....	\$ 3,096.18	
Farm Leases .....	3,425.77	
Grazing Leases .....	267.56	
Sand Lease .....	137.12	
Timber Lease .....	673.27	
Fishing Campsites .....	56.25	
Transmission Line R/W .....	33.75	
One Copy Printed Minutes .....	2.00	
Reimbursement, Account Advertisement for sale, Lands St. Lucie County .....	15.00	
Refund, Account Adjustment Everglades Drainage District Taxes on I. I. Fd. Lands in Counties as follows:		
Broward, 1941, \$92.10; 1942, \$168.46 .....	260.56	
Glades, 1941, \$420.94; 1942, \$433.94 .....	854.88	
Hendry, 1942 .....	70.61	
Martin, 1942 .....	.48	
Palm Beach, 1941, \$3,761.80; 1942, \$3,744.70 .....	\$7,506.50	
Total Receipts .....	\$16,399.93	\$ 16,399.93

Balance as of April 1, 1943.....	153,153.50
TOTAL .....	169,553.43
Less Disbursements for April, 1943...	2,705.13
<hr/>	
BALANCE AS OF APRIL 30, 1943 .....	\$166,848.30

DISBURSEMENTS DURING THE MONTH OF  
APRIL, 1943.

Date	Warrant		Amount
1943	No.	Payee	
Apr. 14,	209912	J. Edwin Larson, S. T.....	\$ 1,233.88
Apr. 30,	211764	F. Elgin Bayless.....	99.12
	223913	F. C. Elliot .....	379.60
	223914	F. Elgin Bayless .....	257.65
	223915	M. O. Barco .....	168.60
	223916	Jentye Dedge .....	168.60
	223917	H. L. Shearer .....	50.00
	223918	J. B. Lee .....	20.00
	223919	Protective Life Insurance Co., Ralph Newman Agen- cies .....	2.95
	226522	Southeastern Telephone Co....	8.20
	226523	Rose Printing Co.....	18.00
	226524	T. W. Conely, Jr.....	100.00
	226525	J. Alex Arnette, C.C.C.....	1.65
	226526	E. R. Bennett, C.C.C.....	105.13
	226527	Frank Stoutamire, Sheriff.....	2.85
	226528	W. B. Granger, Manager.....	31.30
	226529	J. F. Cochran, P. M.....	10.00
		Victory Tax Entered—War- rant Not Issued .....	47.60
	217161	For \$149.20 Issued to Pay Victory Tax for Jan., Feb. and March, 1943—Entered Monthly.	
Total Disbursements for the month of April, 1943 .....			<hr/> \$ 2,705.13

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941

Financial Statement for the Month of April, 1943

April 1, 1943—Balance .....	\$4,020.00
April 7, 1943—Gas and Oil Lease .....	150.00
April —, 1943—Disbursements .....	None
April 30, 1943—Balance .....	<u>\$4,170.00</u>

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

Financial Statement for the Month of April, 1943

Balance as of April 1, 1943.....	\$ 4,579.16
Land Sales for the Month.....	<u>27,138.95</u>
TOTAL .....	\$31,718.11
Less Disbursements for the Month.....	<u>26,148.91</u>
BALANCE AS OF APRIL 30, 1943 .....	<u>\$ 5,569.20</u>

DISBURSEMENTS FOR THE MONTH OF  
APRIL, 1943

Date 1943	Warrant No.	Payee	Amount
Apr. 20,	217650	Geo. E. Evans, C.C.C.....	\$ 5.00
Apr. 30,	223920	Geo. F. Sampson .....	264.60
	223921	Ernest Hewitt .....	193.60
	223922	Helen Phillips .....	145.10
	223923	Mary Evans Voss .....	121.10
	223924	J. R. Roberts.....	142.18
	223925	M. O. Barco .....	25.00
	223926	Jentye Dedge .....	25.00
	223927	F. C. Elliot .....	50.00
	223928	E. B. Savage .....	44.10
	223929	Aetna Life Insurance Co.— Ralph D. Newman Agen- cies .....	2.92

226506	Comptroller of Florida.....	2.10
226530	Western Union Telegraph Co. ....	1.16
226531	Merritt Brown Co. ....	5.00
226532	H. & W. B. Drew Co.....	1.50
226533	J. F. Cochran, P. M. ....	30.00
226534	S. S. Savage .....	46.60
226535	E. B. Savage .....	12.55
226676	J. Edwin Larson, S. T. ....	25,000.00
	Victory Tax Entered — Warrant Not Issued.....	31.40
217162	For \$114.50 Issued to Pay Victory Tax for Jan., Feb. and March, 1943 — Entered Monthly.	

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Total Disbursements for the month of April,  
1943 .....\$ 26,148.91

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### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration of Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Broward	4-19-43	165
Flagler	5- 3-43	2
Gulf	5- 3-43	1
Hendry	4-30-43	4
Hernando	5- 1-43	1
Lake	4-12-43	53
Leon	5- 3-43	3
Martin	4-26-43	3
Madison	5- 3-43	3
Okeechobee	4-22-43	2
St. Johns	4- 9-43	11
St. Lucie	5- 3-43	11
Sumter	11-30-42	1
Wakulla	3-23-43	5

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and author-

ize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented for correction deed in favor of the City of St. Cloud, a Municipal Corporation, original Osceola County Deed No. 263 dated June 27, 1942, having erroneously given name of grantee as St. Cloud Public Utilities Commission.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution and delivery of Osceola County Deed No. 263—Correction to City of St. Cloud, a Municipal Corporation, thereby correcting error in original deed. Upon vote the motion was adopted and so ordered.

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Application was submitted from Sumter County for allowance of protest from Allen Smith, colored, to sale of March 22, 1943, Report No. 48; in favor of Thos. R. Blakely, colored, with bid of \$5.00, involving the following described land:

Lots 14 and 15, Block 10—Johnsons S/D, Webster, Section 36, Township 21 South, Range 22 East.

Protest was based on statement that Allen Smith, former owner, did not receive notice of sale, and therefore protest was not made within period provided for filing.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees allow protest from Allen Smith, provided amount required is deposited with the Clerk immediately, and that the Clerk be directed to readvertise the lots for sale. Upon vote the motion was adopted and so ordered.

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Letter was presented from Attorney General J. Tom Watson, requesting action by the Trustees on stipulation submitted by the United States for fixing the value of certain properties owned by the State in Monroe County under Chapter 18296, involved in two Federal suits designated as follows:

U. S. vs. 4.18 acres of land in Key West, Florida;  
KW Civil No. 9—  
Parcels 8 and 9 covered by Certs. 2972 and 2975

Value fixed at \$100.00;  
 U. S. vs. 8.31 acres of land in Key West, Florida;  
 KW Civil No. 13  
 Parcel 11  
 Value fixed at \$175.00.

It was also stated that the values set out in the stipulation are the same as the base bid required by the Trustees under the rules.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Attorney General be authorized to sign stipulation as requested by the Government in the above cases. Upon vote the motion was adopted and so ordered.

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The Trustees referred to the Attorney General request from the Clerk of the Circuit Court of Duval County, transmitted through the Comptroller's office, involving a question of \$500 allowance for widow's exemption where the value of the property was given as \$600.00. Title to the land in question reverted to the State under Chapter 18296, represented by Certificate No. 5140 of 1934.

Report from the Attorney General was presented with recommendation as follows:

"From the certificate furnished by the Clerk in this matter, the valuation of the property in 1933, the tax year for which assessed, was \$600.00. The taxpayer is entitled to \$500.00 exemption under the Constitution of the State of Florida and because of this "special equity," it is my opinion that the Trustees are authorized, on such showing, to direct that the certificate be cancelled and taxes be paid on valuation based on difference between assessment and exemption."

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees recommend to the Comptroller that Certificate No. 5140 of 1934 be cancelled as to the valuation of \$500 and that former owner be allowed to redeem the taxes as set forth in opinion from the Attorney General, quoted above. Upon vote the motion was adopted and so ordered.

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The Secretary reported that the Comptroller had transmitted for consideration of the Trustees applications from Clerks of the Circuit Courts of the following counties, re-

questing cancellation of State and County tax sale certificates, all of which had been certified to the State under provisions of Section 9, Chapter 18296, Acts of 1937:

Baker County	—Three requests
Brevard County	—One request
Columbia County	—Two requests
Dade County	—Two requests
Franklin County	—One requests
Hamilton County	—Three requests
Hendry County	—Ten requests
Hillsborough County	—Thirteen requests
Jackson County	—One request
Jefferson County	—One request
Lake County	—One request
Leon County	—Two requests
Okaloosa County	—One request
Osceola County	—One request
Pasco County	—One request
Sumter County	—Three requests
Taylor County	—One request

The Secretary recommended that the requests presented be approved and referred to the Comptroller for disposition.

Motion was made by Mr. Watson, seconded by Mr. Larson, that based on the statements made by the Clerks of the Circuit Courts the Trustees disclaim any interest in the certificates called for in requests from above counties, the opinion being that they evidence no title in the State under Chapter 18296. Upon vote the motion was adopted and so ordered.

Requests from Hardee and Sumter Counties for cancellation of certificates based on "Disability Exemption," having been submitted to the Trustees, it was ordered that action be deferred pending further information as to the cause of disability, such information to be in the form of signed statement from reliable parties, preferably from a physician.

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As information to the Trustees, the Secretary reported on several bills introduced at the present session of the legislature affecting lands under Chapter 18296, designated as follows:

S.B. No. 83—Directing that the State of Florida, through Trustees of the Internal Improvement Fund, convey to any County or Board of Public Instruction of the State, for public purposes, without cost, any lands under Chapter 18296 upon resolution being furnished by said County agency setting forth the public purpose to which said land will be devoted.

S.B. No. 221—Requiring of the Internal Improvement Fund conveyance to the State Board of Education of certain lands under Chapter 18296, in Hardee County, as an addition and to become a part of State Cattle Experiment Station in Hardee County.

H.B. No. 531—Providing for distribution of net proceeds from Murphy Act land, 20% of which would go to General Revenue and 80% to Counties. Of the 80%, one-half to go to Boards of County Commissioners and one-half to Boards of Public Instruction; also providing for repealing of Chapter 20368 of 1941.

H.B. No. 147—Permitting adjudication of tax liens of municipalities and special assessment liens by proceedings in rem; intended to broaden scope of Chapter 173, Florida Statutes of 1941; providing for holders or owners of tax liens of equal or inferior dignity to be made parties to suit.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
May 25, 1943.

The Trustees of the Internal Improvement Fund met on

this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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#### SUBJECTS UNDER CHAPTER 610

Request was presented from Florida Forest and Park Service that the Trustees of the Internal Improvement Fund concur in lease to the United States of a small parcel of land on Cumberland Sound near Fort Clinch, within the area of Fort Clinch State Park. It was stated that the purpose of the lease was to provide a tract of land to accommodate the Beach Patrol of the United States Coast Guard, and to remain in force for the duration of the present declared war emergency.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees concur in lease of the Fort Clinch State Park area between the Florida Forest and Park Service and the United States for the purpose set forth. Upon vote the motion was adopted and so ordered.

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Mr. W. T. Wallis of West Palm Beach, Florida, presented to the Trustees request for right of way in favor of the State Road Department 150 feet wide through land along the southwest bank of Hillsborough Canal, starting at a point where State Road No. 25 crosses the Canal and thence to intersect with State Road No. 199. It was stated that the easement would involve State land proper as well as Murphy Act land and would run through approximately four sections. Map was displayed showing the proposed road and it was explained that easement had been granted by Everglades Drainage District to use a part of the right of way of the Canal, the combined easements to provide a right of way of the Canal, the combined easements to provide a right of way 250 feet wide.

Discussion was had as to the reason for locating the road

back from the Canal right of way as indicated. Mr. Wallis explained that the distance would be conditioned upon equipment and ability for handling material from the canal. The Secretary suggested that the easement contain reservation which would allow the Trustees to utilize so much of the strip as would not conflict with road purposes. Mr. Wallis stated that would be agreeable with the Road Department.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor of the State Road Department granting use of a strip 150 feet wide across lands owned by the State along the Hillsborough Canal; easement to contain reservation that the Trustees make other use of the land not in conflict with road purposes. Upon vote the motion was adopted and easement authorized upon description being furnished of the strip desired.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following salaries, expense accounts and miscellaneous bills amounting to \$3,956.96 be approved and the Comptroller requested to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary.....	\$ 400.00
F. Elgin Bayles, Chief Clerk, Land Office .....	\$ 275.00
Less Insurance .....	2.95
	<hr/> 272.05
M. O. Barco, Clerk-Stenographer.....	175.00
Jentye Dedge, Clerk-Stenographer.....	175.00
H. L. Shearer, Clerk, Land Office (Part Time) .....	50.00
J. B. Lee, Guard for Timber Tract.....	20.00
Protective Life Insurance Co., Ralph Newman Agencies .....	2.95
I. W. West, Chosen, Florida .....	8.33
P. L. Hinson, c/o Tax Collector Broward County .....	26.40
Herold V. Emerine, Lake Worth, Florida .....	73.78
Hollywood, Inc., Hollywood, Florida....	10.00
The Lake Worth Leader, Lake Worth, Florida .....	7.50

The Okeechobee News, Okeechobee, Florida .....	12.00
Glades Printing Company, Inc., Moore Haven, Florida .....	13.00
Midyette-Moor Insurance Agency, Tal- lahassee, Florida .....	70.00
Mrs. D. S. Weeks, C.C.C., Glades County .....	13.95
W. B. Granger, Belle Glade, Florida.....	23.60
Southeasten Telephone Company, Tal- lahassee, Florida .....	9.15
A. R. Richardson, Tallahassee, Florida...	2,500.00
F. Elgin Bayless, Tallahassee, Florida...	79.75
Palm Beach Publications, Inc., West Palm Beach .....	6.75
J. Alex Arnette, C.C.C., Palm Beach County .....	1.75
<b>TOTAL .....</b>	<b>\$3,950.96</b>

#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	4-21-43	40
Bay	3-22-43	71
Calhoun	4-19-43	11
Clay	4-24-43	10
Columbia	5- 5-43	5
Dade	4-21-43	72
DeSoto	5-10-43	3
Duval	3-24-43	60
Franklin	4- 5-43	11
Franklin	5-10-43	18
Gadsden	5-17-43	6
Hamilton	5-10-43	5
Hardee	5- 3-43	10
Hernando	5- 8-43	2
Hernando	5- 8-43	2

Hernando	5-15-43	1
Jefferson	5-10-43	12
Lafayette	4-30-43	1
Lafayette	4-30-43	1
Nassau	5-10-43	3
Okaloosa	6-28-41	1
Okaloosa	6- 8-42	3
Okaloosa	10-24-42	4
Okaloosa	2- 1-43	5
Okaloosa	3- 6-43	8
Okaloosa	4-26-43	7
Orange	5- 3-43	16
Palm Beach	4- 9-43	68
Polk	3-30-43	48
Sumter	12-14-42	1
Taylor	5- 7-43	4
Volusia	4-19-43	71
Wakulla	4-16-43	3
Wakulla	5-19-43	1
Walton	5- 5-43	2
Walton	5-12-43	3
Washington	3- 2-43	18
Washington	3-31-43	10

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

Request was submitted from the United States, Corps of Engineers, that the Trustees give formal consent to lease between Rio Vista, Inc., and the United States for the period from December 2, 1942, to April 19, 1943, involving Lots 53 and 81, Block 27, Section B, Rio Vista Allotment, during which time the lots were owned by the State under the Murphy Act. Rio Vista, Inc., on April 19, 1943, purchased the lots from the State and consent is desired for the period the lease covered State land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees consent to the lease between the United States and Rio Vista, Inc., for the period between December 2, 1942, to April 19, 1943, covering the following lots in Volusia County, Florida:

Cert. No. 3236—1932) Lot 53 Block 27, Section B,  
 Cert. No. 18347—1933) Rio Vista Allotment

Cert. No. 4543—1929) Lot 81 Block 27, Section B,  
 Cert. No. 18351—1933) Rio Vista Allotment  
 Upon vote the motion was adopted and consent as requested  
 authorized.

The Secretary reported that there would be available  
 \$15,000.00 for transfer to General Revenue from funds un-  
 der Chapter 18296, and that warrant was being requested  
 from the Comptroller as follows:

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for trans-  
 fer to General Revenue .....\$15,000.00

Motion was made by Mr. Larson, seconded by Mr. Mayo  
 and duly adopted, that the following salaries, expense ac-  
 counts and miscellaneous bills amounting to \$1,055.09 be  
 approved and transmitted to the Comptroller with request  
 that warrants be drawn in payment therefor:

Geo. F. Sampson, Clerk .....	\$	275.00
Ernest Hewitt, Bookkeeper .....		200.00
Helen Phillips, Clerk-Stenographer .....		150.00
Mary Evans Voss, Clerk-Stenographer.....		125.00
J. R. Roberts, Clerk.....	\$	150.00
Less insurance .....	2.92	147.08
M. O. Barco, Clerk-Stenographer .....		25.00
Jentye Dedge, Clerk-Stenographer .....		25.00
F. C. Elliot, Secretary .....		50.00
Aetna Life Insurance Co., Ralph D. Newman Agencies .....		2.92
The Western Union Telegraph Com- pany, Tallahassee .....		2.15
Postal Telegraph-Cable Company, Tal- lahassee .....		1.14
Capital Office Equipment Co., Inc., Tallahassee .....		2.50
The H. & W. B. Drew Company, Talla- hassee .....		39.00
Comptroller, State of Florida Transpor- tation, Fred M. Burns and Millard B. Conklin, Ass'ts to Atty. Gen.....		10.30
<b>TOTAL .....</b>		<b>\$1,055.09</b>

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,

June 1, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk.

Minutes of the Trustees for March 2, 15, 23; April 13, 20 and 27, 1943, were presented.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Minutes as submitted be approved. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees April 13, authorizing advertisement of Hendry County land applied for by J. A. Franklin on behalf of Joe B. Hendry with offer of \$2 an acre, the following Notice was published in the Hendry County News in the issues of April 29, May 6, 13, 20 and 27, 1943:

## N O T I C E

Tallahassee, Florida, April 24, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, June 1, 1943, at 12 o'clock Noon, for the following described land in HENDRY County, Florida:

E $\frac{3}{4}$  of Section 29, Township 43 South, Range

32 East, containing 480 acres, more or less, lying and being in the County of Hendry, State of Florida, said sale being subject to that certain grazing lease No. 310 from the Trustees of Internal Improvement Fund to A. C. Burke, said lease running for a period of five years from March 17, 1943.

The purchaser will be entitled to receive the rental from said lease for the period beginning March 17, 1944. Annual rental under said lease is \$57.60. ALSO

That certain Mortgage Deed No. 17363 from Ralph S. Palmer, single, to the Trustees of Internal Improvement Fund, dated November 12, 1925, recorded in Mortgage Book 3, at Page 36, Hendry County Records and encumbering All Section 28, Township 43 South, Range 32 East, ALSO

Three notes of Ralph S. Palmer to the Trustees of Internal Improvement Fund of the State of Florida as follows:

Note No. 1, dated November 12, 1925, due November 12, 1926, in the amount of \$3,280.00

Note No. 2, dated November 12, 1925, due November 12, 1927, in the amount of \$3,280.00.

Note No. 3, dated November 12, 1925, due November 12, 1928, in the amount of \$3,280.00 together with interest on said three notes at the rate of 8% from November 12, 1925 to day of sale, the payment of said notes being secured by said Mortgage No. 17363 described above.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Upon call for bids on the E $\frac{3}{4}$  of Section 29, Township 43 South, Range 32 East, Senator Franklin for Mr. Hendry, and Mr. Alvah C. Burke, holder of a five-year lease on the land, entered into competitive bidding resulting in Mr. Hendry making the highest bid of \$4 an acre for the land.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offer of \$4 an acre from Joe B. Hendry for the land in Section 29 as above. Upon vote the motion was adopted and the land ordered sold to Mr. Hendry.

Bids were invited for purchase of Mortgage No. 17363 described in the foregoing Notice. Mr. Burke requested information as to the status of the taxes against the land covered by the Mortgage. The Trustees had no statement as to amount of outstanding taxes but bidders were informed the Mortgage would be assigned subject to any outstanding taxes. Offers were made by J. A. Franklin on behalf of Joe B. Hendry, and by Alvah C. Burke, the high bid of \$2,200.00 for the 640 acres being submitted by Mr. Franklin.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that Mortgage No. 17363 from Ralph S. Palmer, dated November 12, 1925, be assigned to Joe B. Hendry without recourse upon payment of \$2,200.00. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that the Trustees at the meeting April 20, 1943, authorized advertised for competitive bids land in Broward County applied for by L. S. Remsberg with an offer of \$25 an acre. Pursuant to such action the following Notice was published in the Hollywood Sun, Hollywood, Florida, in the issues of April 30, May 7, 14, 21 and 28, 1943:

## N O T I C E

Tallahassee, Florida, April 24, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, June 1, 1943, at 12 o'clock Noon, for the following described land in BROWARD County, Florida:

All that part of Section 4, Township 50 South, Range 40 East, lying South of the right-of-way of State Road No. 26 in Broward County, containing an estimated area of 325 acres.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.  
By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

The offer of \$25 an acre from applicant being the only bid received, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$25 an acre for the land applied for by Mr. Resmberg. Upon vote the motion was adopted and the land sold.

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At the meeting of the Trustees February 16, 1943, it was agreed to advertise for competitive bids Little Shell Island in Lee County, applied for by Fred H. Mellor with an offer of \$250. The following Notice was published in the Fort Myers Press, Fort Myers, Florida, in the issues of April 27, May 4, 11, 18 and 25, 1943:

#### N O T I C E

Tallahassee, Florida, April 24, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 12 o'clock Noon, June 1, 1943, at Tallahassee, Florida, to consider the sale of the following described submerged and sovereignty land in LEE County, Florida:

Commencing at the Southwest corner of Section 27, Township 45 South, Range 23 East, thence run North a distance of 1015 feet to the shore line of Caloosahatchee Bay; thence North 40 degrees and 36 minutes East a distance of 819 feet, more or less, to the shore of a small island of approximately 3.81 acres in area and known as "Little Shell Island"; thence with the meanders of the said island around the same, said island being located in the Northwest Quarter of the Southwest Quarter of said Section 27, Township 45 South, Range 23 East, and containing 3.81 acres, more or less, Lee County.

This Notice is published in compliance with Sections

253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

The bid from Mr. Mellor being the only one received, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$250 for Little Shell Island, containing approximately 3.81 acres. Upon vote the motion was adopted and the island declared sold to Mr. Mellor.

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Mr. Bayless presented application from G. B. Hughes of Geneva, Alabama, with offer of \$986 for the following described land in Holmes County:

Lot 2, Section 30, Township 6 North, Range 16  
West, being an island in the Choctawhatchee  
River located about 18 miles North of Westville.

Field Agent appraised the land at \$986.00.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$986 from Mr. Hughes for the island in Chactawhatchee River. Upon vote the motion was adopted and so ordered.

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Offer of \$960 was presented from C. C. Ansley of Miami, Florida, on behalf of client, William H. Turner, Jr., for

W $\frac{1}{2}$  of Section 34, Township 55 South, Range 38  
East, Dade County.

The offer being in line with appraisal by the Field Agent of \$3 an acre, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$3 an acre for the half section of land applied for by Mr. Ansley. Upon vote the motion was adopted and so ordered.

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Application was submitted from Robert A. Hornecker of Tarpon Springs, Florida, offering \$100 for approximately five (5) acres of sovereignty land located between his upland property and the Anclote River, in Section 12, Township 27 South, Range 15 East, Pinellas County.

Upon motion of Mr. Mayo, seconded by Mr. Watson, and duly adopted, the Trustees declined offer of \$100 for the property applied for by Mr. Hornecker.

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Upon motion of Mr. Mayo, seconded by Mr. Watson, the Trustees authorized right of way easement 1520 feet long in favor of American Telephone and Telegraph Company, across submerged land described as,

A part of Turnbull Bay in the S $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 2, Township 17 South, Range 33 East, Volusia County,

payment to be at the rate of fifty (50) cents per rod. Upon vote the motion was adopted and easement ordered executed.

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Two proposals were presented from William G. Blanchard of Coral Gables, one for permission to assign his exploration contract and option to lease to Blanchard Concession Company, and the other, application for oil and gas lease covering State land in

Township 52 South, Range 35 East,  
 Township 52 South, Range 36 East,  
 Township 53 South, Range 35 East,  
 Township 53 South, Range 36 East,  
 Township 54 South, Range 35 East,  
 Township 54 South, Range 36 East,  
 Township 55 South, Range 35 East,  
 Township 55 South, Range 36 East.

All located in Dade County.

Without objection the two proposals from Mr. Blanchard were referred to the Committee handling oil matters for the Trustees, with request that report with recommendations be brought back to the board.

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Mr. Bayless presented statement of taxes due for the year 1942 on State land located in Sugar Bowl Drainage District.

Amount of taxes—\$88.00—covering the following described land:

NE $\frac{1}{4}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11,

Township 38 South, Range 22 East, containing 80 acres in Sarasota County.

At the suggestion of the Governor, Mr. Bayless was directed to confer with Mr. Stafford Caldwell as to the status of Sugar Bowl Drainage District, Information having been received that the District was being dissolved. It was so ordered.

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Mr. Bayless reported that under date of May 4th the Trustees offered for sale to the highest bidder the following land applied for by Edgar G. Hamilton, on behalf of client, J. C. Chewning:

Section 3, Township 44 South, Range 40 East, and Hiatus Lots 3, 4, 5 and 6 between Townships 43 and 44 South, Range 40 East, containing approximately 1,033.08 acres in Palm Beach County.

The best bid received on date of sale was \$5.00 an acre, but in view of original appraisal by the Field Agent of \$15 an acre, the Trustees agreed to hold the sale open pending examination and reappraisal by the Land Clerk. Based upon investigation on the ground, the Land Clerk submitted appraisal of \$6 an acre with information that the land is located about eighteen miles west of West Palm Beach; about one-half mile south of West Palm Beach Canal; mostly sawgrass with a thin layer of muck over sand and is suitable for grazing purposes. Recommendation is that if sale is made only those Hiatus lots lying contiguous to property of Mr. Chewning be sold to him.

Mr. Bayless submitted offer of \$6 an acre from Mr. Hamilton on behalf of J. C. Chewning for Section 3 and the lots adjoining his property.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$6 an acre from J. C. Chewning for Section 3 of Township 44 South, Range 40 East, and Hiatus Lots 3, 4, 5 and 6, between Townships 43 and 44 South, Range 40 East, contiguous to his property. Upon vote the motion was adopted and so ordered.

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Offer of \$6 an acre was submitted from R. K. Lewis, on behalf of Herbert S. Johnson, for Hiatus Lots 1 and 2, between Townships 43 and 44 South, Range 40 East, Palm Beach County. Mr. Bayless stated that the Lots were in the immediate vicinity of the lots sold to Mr. Chewning

and his recommendation was that only the lots contiguous to property owned or controlled by Mr. Johnson be sold to him.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer of \$6 an acre from Herbert S. Johnson for such Hiatus lots included in the above description lying contiguous to property owned or controlled by Mr. Johnson. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$5 an acre from L. S. Remsberg of Fort Lauderdale, Florida, for land described as,

Section 16, Township 44 South, Range 40 East,  
Palm Beach County.

Information was that the land is of the same character as that sold to Messrs. J. C. Chewning and Herbert S. Johnson, and is located some two and one-half miles south of West Palm Beach Canal.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise the land applied for by Mr. Remsberg for sale subject to competitive bidding. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$75 an acre from Grant and Layfield for approximately 150 acres of lake bottom land lying between the Old State Dike and the New Government Levee, East of Miami Canal near Lake Harbor, in Township 43 South, Range 35 East, Palm Beach County. Information was that this proposal was submitted April 20 but was held up pending information from Mr. Inman Weeks who also desired to submit a proposal involving the land, but notice had been received that he did not care to make a bid for the parcel. Action was requested on offer from Grant and Layfield.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept \$75 an acre for the land covered by proposal from Grant and Layfield. Upon vote the motion was adopted and so ordered.

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Consideration was given to offer of \$10 an acre from T. W. Conely, Jr., on behalf of J. T. Hutto, for partial release of Mortgage No. 17199 dated March 30, 1925, in so

far as it applies to Tract 13 of Eagle Bay Survey, containing 16.40 acres in Section 19, Township 38 South, Range 35 East, Okeechobee County.

Mr. Bayless reported that Eagle Bay Drainage District foreclosed on its bond issue and the Trustees were left with this mortgage; that similar releases have been granted in the past on the basis of \$10 an acre and it is recommended that Mr. Conely's request be allowed.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees execute partial release of Mortgage No. 17199 in favor of J. T. Hutto, upon proper description being furnished; consideration to be \$10 an acre. Upon vote the motion was adopted and release authorized.

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Application was presented from Florida Inland Navigation District for right of way easement in the open waters of New River, New River Sound, Stranahan River and Lake Mabel, Broward County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor of Florida Inland Navigation District 500 feet wide through the open waters of Broward County as enumerated above. Upon vote the motion was adopted and so ordered.

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Upon motion of Mr. Mayo, seconded by Mr. Larson and duly carried, the following Resolution was adopted:

### RESOLUTION

WHEREAS, pursuant to Chapter 20658, Laws of Florida, Acts of 1941, the Trustees of the Internal Improvement Fund of the State of Florida are required to ascertain and certify the assessed value of lands of the Internal Improvement Fund within Everglades Drainage District, and the said Trustees having ascertained the assessed valuation of such lands, now therefore,

BE IT RESOLVED That the assessed value of lands of the Trustees of the Internal Improvement Fund as ascertained by said Trustees for the year 1943, be and the same is hereby certified to the Board of Commissioners of Everglades Drainage District as set forth on the attached lists, as appearing in the column headed "DESCRIPTION" and the column headed "VALUE," which said lists are identified by the signature of the Governor and

attested by the Secretary under the seal of the said Trustees.

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The Secretary was requested to transmit to Everglades Drainage District certified copy of the above resolution, together with lists of lands owned by the State in each of the Counties located within Everglades Drainage District, the said lists to be certified by the District to the Tax Assessors of the various counties.

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Request was submitted from the United States Navy for permission to construct targets on Lake Palestine in Union County.

Motion was offered by Mr. Mayo, seconded by Mr. Larson, that the Trustees hold the matter in abeyance and refer the request to the Board of County Commissioners of Union County for recommendation as to whether or not there would be any objection on the part of residents in that section. Upon vote the motion was adopted and so ordered.

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Upon motion of Mr. Mayo, seconded by Mr. Larson and duly adopted, the Trustees declined offer of \$10 an acre from J. E. Sims of Lake Placid, Florida, for purchase of the following described land:

SE $\frac{1}{4}$  and E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 23, Township 37 South, Range 30 East, Highlands County, containing 240 acres.

Based on appraisal of the Field Agent, the offer was considered too low.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees reject offer of \$250 from B. R. Burnsed, on behalf of O. L. Ray, for gas and oil exploration contract on State owned land in Nassau, Duval, Clay, Bradford, Baker, Columbia, Union, Alachua, Levy, Gilchrist, Lafayette, Suwannee, Hamilton, Madison, Taylor, Jefferson, Wakulla, Leon and Gadsden Counties. Upon vote the motion was adopted and so ordered.

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Proposal was submitted from H. M. Forman of Fort Lauderdale, Florida, for consolidating Grazing Lease No.

11 expiring May 8, 1944, and Grazing Lease No. 205 expiring August 14, 1946, with total acreage of 138.75 acres at annual rental of twenty-five cents (25c) an acre. Mr. Bayless stated that the leases had originally contained much more acreage but had been released by Mr. Forman and leased to the United States Government. Request now is for consolidation of the two leases for a period of five (5) years from June 1, 1943, at a rental of twenty-five cents an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees grant request of Mr. Forman and authorize consolidation of Grazing Leases No. 11 and No. 205 for a period of five years from June 1, 1943, with annual rental of twenty-five (25) cents an acre. Upon vote the motion was adopted and so ordered.

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Application was presented from Alvah C. Burke for the purchase of

S1½ of Section 3, Township 44 South, Range 32  
East, Hendry County,

with offer of \$2.50 an acre.

Mr. Bayless reported that all of Section 3 was under lease to Mr. Vose Babcock till February 3, 1945; also that the land was appraised by the Field Agent at \$1,650.00.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees advertise the whole section for competitive bids and notify Mr. Vose Babcock, Mr. J. C. Jackman and Mr. Alvah C. Burke of the date set for receiving bids. Upon vote the motion was adopted and the land ordered advertised.

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The Secretary presented the matter of Everglades Drainage District taxes on land under Contract No. 18273 dated January 10, 1935, in favor of Pelican Lake Farms, Inc., located in Township 42 South, Range 37 East, Palm Beach County. The land was inadvertently omitted from the list furnished Everglades Drainage District when settlement was made with the District under the 1941 Act.

Mr. Elliot explained that it was the policy of the Trustees to add amount of Everglades Drainage District taxes to contract payments, but owing to litigation involving the District and no rate of taxation having been set up, these

amounts could not be determined and collected from Contract holders; that it was in order for the Trustees to pay the 1941 and 1942 taxes, request Everglades Drainage District to cancel tax liens against the land from 1931 to 1940, both inclusive, under the program set up under the 1941 Act, and add to Contract No. 18273 the pro rata share of amount of taxes.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize payment of 1941 and 1942 taxes on land under Contract No. 18273, request prior years taxes cancelled as outlined by the Secretary and charge the Contract holder with its pro rata share of back taxes as well as 1941 and 1942 taxes. Upon vote the motion was adopted and so ordered.

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Offer of \$3 an acre was presented from I. J. Robinson of Dunellon, Florida, for purchase of land described as

W $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 19, Township 15 South,  
Range 17 East, except Railroad R/W, containing  
70 acres in Levy County.

Information was that the land came to the State through foreclosure under Chapter 14572, Acts of 1929, and that the offer is in excess of amount of Decree.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$3 an acre from Mr. Robinson for the land in Levy County. Upon vote the motion was adopted and so ordered.

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Mr. Mayo reported that he had discussed with Dr. I. N. Kennedy, of the State Game and Fresh Water Fish Commission, the matter of trespass on State land, especially with reference to timber for lumber and pulpwood which is so much in demand at the present time. Dr. Kennedy felt something could be worked out and great assistance rendered the Trustees by furnishing each game warden a list of State land in counties under his jurisdiction, together with maps showing timber locations. It was suggested that the Wardens could be compensated on a monthly basis—\$5 or \$10 per month—for services rendered.

The Trustees were of the opinion that the suggested plan would be very beneficial to the State, whereupon motion was made by Mr. Lee, seconded by Mr. Larson, that

Mr. Mayo be authorized to work out with Dr. Kennedy a definite plan and make recommendations to the Trustees at a later meeting for definite action. Upon vote the motion was adopted and so ordered.

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### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	5-26-43	1
Brevard	5-10-43	30
Citrus	4- 6-43	9
DeSoto	5-24-43	2
Dixie	5-27-43	1
Duval	4-21-43	38
Hillsborough	4-12-43	164
Hillsborough	4-26-43	136
Indian River	5-17-43	17
Lafayette	5-28-43	2
Martin	5-10-43	3
Okeechobee	5-27-43	2
Pasco	5- 3-43	18
Putnam	9- 5-42	1
Putnam	11- 7-42	1
Putnam	11- 7-42	4
Sarasota	4-26-43	14
Sarasota	5-10-43	18
Taylor	5-14-43	1

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for right of way across Murphy Act land in Santa Rosa County desired in connection with State Road No. 37.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor

of the State Road Department for use in connection with the following road:

Santa Rosa County Road No.37—Project No. 837  
—SRD No. 37.

Upon vote the motion was adopted and so ordered.

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Request was presented from the United States Naval Air Station, Daytona Beach, Florida, for permission to enter and take possession of certain Murphy Act land in Volusia County, designated as follows:

Cert. No. 2955 of 1929)—George Anderson Grant,  
Section 37,

Cert. No. 13083 of 1933)—Township 14 South,  
Range 31 East.

Immediate possession was desired in order that construction work could be commenced on Tomoka Satellite Field. Mr. Elliot stated that the permission to enter would not deprive the Trustees of compensation for the land, but acquisition of the property would be consummated at a later date.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize execution of Permission to Enter and occupy the parcels of land applied for by the Navy Department with the understanding that acquisition and payment would be made at a later date. Upon vote the motion was adopted and so ordered.

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Mr. Charles A. Mitchell and Mr. Hubert Graves, representing Indian River Farms Drainage District, met with the Trustees and presented a proposal to purchase certain cut-over pine land in the District located in

Sections 3, 10, 13 and 15, Township 33 South,  
Range 38 East, Indian River County, containing  
approximately 1200 acres,

for which they offered a base bid of twenty-five cents (25c) an acre. Information was furnished that the 1932 assessed value of the land was approximately \$8,000.00 while the 1942 value was placed at about \$2,200.00 with delinquent drainage district taxes amounting to around \$16,000.00.

The Trustees were of the opinion that they would not be justified in allowing a base bid of twenty-five cents an

acre but would be agreeable to a reduction not quite so drastic.

Motion was offered by Mr. Mayo, seconded by Mr. Larson, that the Trustees reduce the base bid to fifty (50) cents an acre for advertisement of the list of lands applied for by the District, it being understood that a higher bid from any individual would be allowed. Upon vote the motion was adopted and Mr. Mitchell was requested to notify the Trustees of the decision of the District on the counter proposal from the Board.

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Mr. Malcolm N. Yancey, Tallahassee, Florida, on behalf of his mother, Mrs. Bessie L. Yancey, Gainesville, Florida, protested sale to C. R. Carnation of property formerly owned by her as her home described as,

Lots 11 and 12 Hickson's Replat of Block 8, University Heights, Gainesville.

Mr. Yancey stated that Mr. Carnation bid \$989 for the Lots and agreed to assign such bid to Mrs. Yancey upon payment of amount of his bid plus \$500.00; that she was willing to raise Mr. Carnation's bid but could not afford to pay the additional \$500.00.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees decline bid of C. R. Carnation and accept offer of \$990.00 from Mrs. Bessie L. Yancey of Gainesville, in payment for Lots 11 and 12 as above described, and authorize execution of deed in her favor. Upon vote the motion was adopted and so ordered.

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Mr. James Messer, Jr., appeared before the Trustees on behalf of Matchette Investment Company of Miami, Florida, and requested that the protest of W. J. Dolan on behalf of Albert Pick be not allowed for the following reasons:

Matchette Investment Company is former owner of the N $\frac{1}{2}$  of Section 20 and all of Section 18, Township 53 South, Range 40 East, Dade County, for which they submitted bid of \$321.00, the highest bid offered;

That W. J. Dolan, representing Albert Pick, was present at the sale but did not bid; that he offered to buy the land from Matchette Investment Company at a certain price and informed the

agent of said company if he did not sell him the property he would file protest and have the land re-sold; that applicant's agent refused to make any such agreement and protest was filed with the Clerk by Dolan.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that in view of the fact that party filing protest was at the sale and failed to bid and had presented no information that the sale was not properly held, that the protest of W. J. Dolan, on behalf of Albert Pick, be disallowed and deed be executed to Matchette Investment Company, former owner and highest bidder for the property. Upon vote the motion was adopted and so ordered.

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The following report was presented from the Special Case Committee showing disposition of Cases Nos. 158 to 193, inclusive:

March 2, 1943.

Trustees Internal Improvement Fund,

C A P I T O L,

Re: Murphy Sales in Special Cases Held  
up Because of Insufficient Bids.

Gentlemen:

Your Committee undersigned, having examined the list of properties submitted to it by the Secretary-Engineer of your board, representing Murphy land sales for prices considered insufficient, does hereby recommend the sale of said lands for the minimum base bid shown upon sheets numbering from 158 to 193, dealing separately on each sheet with each separate tract, the said sheets being made to accompany this report and enclosed herewith.

We also are filing a master sheet of these separate tracts, numbering from 158 to 193, and each item on the master sheet having its corresponding listing on one of the separate sheets first above referred to herein.

As stated, we recommend the authorization by the Trustees of the sale of the lands involved by separate tracts, for the minimum base bid shown

on each sheet under the line of "Committee Recommendations."

Respectfully yours,  
NATHAN MAYO  
Commissioner of Agriculture

J. EDWIN LARSON  
Treasurer

J. TOM WATSON  
Attorney General

NM/mev

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the above report be accepted and the action taken by the Special Case Committee be approved by the Board. Upon vote the motion was adopted and so ordered.

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Letter was presented from Attorney General Watson, having reference to Escambia County case involving claim of former owners, Mr. and Mrs. M. L. Gardner, to the following described land, title to which vested in the State under Chapter 18296:

Certs. No. 512 and 513 of 1932

Certs. No. 1785 and 1786 of 1933

NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 4, Township  
1 South, Range 31 West, Escambia County.

Information was furnished that Declaration of Taking was entered by the United States and answers were filed by the Gardners and by the Trustees, both claiming title. Through the efforts of attorneys for the Gardners the valuation placed on the property by the Federal Government, to-wit: \$600.00, was increased to \$1,166.00.

The question now is whether or not the Gardners are entitled to any part of the award in consideration for having secured the increase in valuation.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees allow payment of \$500 to Mr. and Mrs. M. L. Gardner in consideration for their efforts in obtaining an increase in the valuation of the lands in question. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson,

that the Trustees decline offer of \$800 from Mr. Raymond Sheldon of Tampa, Florida, as a base bid for approximately 55 acres of Murphy Act land in Hanan Estates, Hillsborough County, information having been furnished that the assessed value in 1932 was \$14,220.00 and in 1942 was \$18,280.00; that the lots were not subject to municipal or drainage district taxes and adjoining property was currently selling at \$360.00 an acre. Upon vote the motion was adopted and the offer declined.

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Request was presented from Alachua County for allowance of second protest by Mrs. Sue D. Hickson to sale of the following described land:

Cert. No. 5711 of 1933)—N 140 ft. of Blk 11  
 Cert. No. 1418 of 1931)—W 74 ft. of E 216 ft. of  
 Brown's Add. to Gainesville.

Information was furnished that at the first sale Mrs. Hickson, who is an elderly widow, was unable to compete in the bidding but has since made financial arrangements and if protest is allowed she will be in position to protect this property, which she states is all that is left of her husband's estate.

Upon consideration of the representations made, motion was offered by Mr. Larson, seconded by Mr. Mayo, that the Trustees allow second protest to sale of Alachua County property described and authorize readvertisement. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Watson, that the following Special Cases from Bervard County be referred to the Special Case Committee, and that Mr. Bayless be requested to investigate the six cases and report to the Committee:

L. W. Dildy and wife—request for reduction of base bid from \$87.50 to \$12.50 on fifty foot lot in town of Melbourne.

Henry S. Peyraud—request for reduction of base bid from \$500 to \$50 on two lots in Melbourne.

Joe Gilbert Furnari—request for reduction of base bid from \$262.50 to \$100 on approximately 40 acres of boom time subdivision on Merritt Island.

J. E. McLendon—request for reduction of base

bid from \$125.00 to \$37.50 on lot in Creel's S/D to Eau Gallie.

Melbourne-Tillman Drainage District—request for allowance of base bid of 27½ cents an acre for 1250 acres of land.

Clyde McKinney of Rainbow Ranch—request for reduction of base bid from \$996.00 to \$300.000.

Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
June 3, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk.

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A special meeting was called for the purpose of hearing Mr. S. J. Stubbs of Jacksonville, Florida, and Mr. R. W. Farnell of Lake City, Florida, on the subject of timber in Lake and Volusia Counties covered by two proposed leases, one embracing the North tract and one embracing the South tract. Mr. Stubbs informed the board that owing to requirements of the Federal Government all their facilities would be used in the production of pine for some time and he would not be able to start operations in the cypress timber as soon as he had expected; that he desired to have the time extended in both leases by paying \$5000.00 cash as a guarantee of performance, to be forfeited in the event contract was not completed, the remaining \$20,000.00 to

be paid in one year with the leases placed in escrow until such payment was made.

Discussion was had as to the amount of down payment and the Governor was of the opinion, concurred in by the Comptroller, that the amount was insufficient and that the full \$25,000.00, or security equal to that amount, should be paid in order that the Trustees have something in hand to enforce performance of the contract.

Mr. Watson moved that the suggestion of the Governor be adopted and that the time element in proposed leases in favor of S. J. Stubbs Lumber Company be extended for a period of one year from June 1, 1943, upon payment of \$25,000 or security for payment of such amount as would be acceptable to the Governor and Commissioner of Agriculture. Upon vote the motion was adopted and so ordered.

The Trustees agreed that the matter be held in abeyance until the next regular meeting in order that Mr. Stubbs might have time to make such financial arrangements as necessary.

Upon motion duly adopted the Trustees adjourned. .

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
June 4, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

J. M. Lee, Comptroller

J. Edwin Larson, Treasurer

Nathan Mayo, Commissioner of Agriculture

F. E. Bayless, Land Clerk.

The Trustees were called in special meeting for taking action on request from W. G. Blanchard for waiver of the restriction in Whitewater Bay area, agreed upon February

17, 1943, eliminating exploration of that area from Lease No. 228 dated October 4, 1941. Information was furnished that a crew and all equipment is standing by ready to go to work and it would be advantageous to go into the restricted area immediately if released at this time.

The Governor stated that it would be agreeable with the Federal Government to allow exploration of the area if the work could be completed by May 1st next year.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees waive restriction agreed upon February 17, 1943, eliminating from exploration the Whitewater Bay area, and allow W. G. Blanchard and Associates to carry on exploration work in said area as well as on the Model Land Company's property, in which the Trustees hold reservations, for that period of time ending May 1, 1944; that explorations shall be carried on under conditions applicable in original Lease No. 228. Upon vote the motion was adopted and the Attorney General was requested to prepare the necessary waiver for carrying out this agreement.

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Mr. Bayless, Land Clerk, reported that following action of the Trustees June 3, 1943, conference was had with Mr. S. J. Stubbs of S. J. Stubbs Lumber Company, Jacksonville, Florida, resulting in decision by Mr. Stubbs to pay the \$25,000.00 cash and he requested that the leases with amended time extension be transmitted to the American National Bank of Jacksonville, Florida, with draft attached.

The Trustees approved such action and directed that leases be sent to the bank for delivery upon payment of draft in amount of \$25,000.00.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: Jentye Dedge, Acting Secretary.

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Tallahassee, Florida,  
June 8, 1943.

The Trustees of the Internal Improvement Fund met on

this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor

J. Tom Watson, Attorney General

Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk.

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### SUBJECTS UNDER CHAPTER 610

Mr. W. P. Fuller of St. Petersburg, Florida, submitted proposal for adjustment on Entries No. 17457 and No. 17458 involving 378.46 acres of sovereignty land in Boca Ceiga Bay near Central Avenue Causeway in St. Petersburg. Statement was made that original sale was on the basis of \$100 an acre with cash payment of \$9,461.50 and notes and mortgage given to secure payment of balance due. Proposal was made to purchase between 120 and 140 acres at a price of \$100 an acre and be allowed a dredging area from which to secure fill material.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees sell not in excess of 130 acres of land contained in Entries No. 17457 and No. 17458 at a price of \$14,000.00, any acreage over that amount to be at the rate of \$100 an acre, sale to be made on the twenty payment contract plan with credit given for the \$9,461.50 paid on original sale. Upon vote the motion was adopted and so ordered.

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Mr. W. P. Fuller submitted proposal on behalf of Snell Isles, Inc., for adjustment of Entry No. 18007, offering to pay \$4000 in full settlement of the \$11,000.00 mortgage on the land comprising between 30 and 40 acres of land in Pinellas County

It was suggested that settlement be on a lump sum basis of \$4000 for not in excess of 40 acres, anything over to be paid for at the rate of \$100 an acre. Whereupon motion was made by Mr. Mayo, seconded by Mr. Watson that the Trustees accept \$4000 for not exceeding 40 acres of land contained in Entry No. 18007 and anything over that

amount to be sold at \$100 an acre. Upon vote the motion was adopted and so ordered.

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Request was submitted from J. A. Franklin of Fort Myers, on behalf of J. B. Hendry, that the Trustees allow foreclosure of Mortgage No. 17363 from Ralph S. Palmer, dated November 12, 1925, covering all of Section 26, Township 43 South, Range 32 East, Hendry County, which mortgage Mr. Hendry agreed to purchase from the State under date of June 1, 1943. Proposal was to foreclose in the name of the State at the expense of Mr. Hendry.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees grant permission for Mr. Hendry to foreclose Mortgage No. 17363 in the name of the State but without any expense to the Trustees. Upon vote the motion was adopted and so ordered.

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Offer of \$2500 cash was submitted from George Tedder of Belle Glade, Florida, for the following described land:

The North 3.31 acres of Lot 8 and All of Lot 13,  
Section 13, Township 43 South, Range 36 East,  
approximately 21 acres, in Palm Beach County.

Location of the land was given as lying contiguous to the Old State Dike, North and West of Belle Glade.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$2500 from Mr. Tedder for the land applied for but that counter proposal be made to sell at \$150 an acre. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson to decline offer of \$2.50 an acre from Mark R. Tenant, Miami, Florida, for land described as,

Section 3 West of State Road No. 26, and All Sections 5, 7, 9, 15, 16 and 17, Township 44 South,  
Range 37 East, Palm Beach County,

the price being considered too low for the property. Upon vote the motion was adopted and so ordered.

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Application was submitted from A. A. Beck, Moore Hav-

en, Florida, offering \$5 an acre for approximately fifteen (15) acres of land described as,

Marginal lands lying adjacent to upland property owned by Mr. Beck in Sections 27 and 28, Township 40 South, Range 32 East, Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$5 an acre from Mr. Beck for the land described, the price being in line with other sales in that vicinity. Upon vote the motion was adopted and so ordered.

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Proposal was submitted from John Deren, Fort Lauderdale, Florida, with offer of \$30 an acre for,

Lot 10, Section 36, Township 50 South, Range 41 East, Newman's Survey, containing 40 acres in Broward County.

Information from the Land Clerk was that the land was appraised at \$30 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the offer of \$30 an acre from Mr. Deren be accepted for the Lot in Newman's Survey. Upon vote the motion was adopted and so ordered.

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Letter was presented from Muscatine Pearl Works, offering \$3 per ton royalty for exclusive shell lease covering privilege of removing mussel shell from the Dead Lakes in Gulf and Calhoun Counties. Statement from the Company was that because of war conditions they would be unable to establish a button cutting plant in Florida and the shell would have to be shipped to plants in Arkansas.

Motion was made by Mr. Mayo, seconded by Mr. Watson, to decline offer of \$3 per ton, but that counter proposal be made to accept \$5 per ton for mussel shell taken from the Dead Lakes. Upon vote the motion was adopted and so ordered.

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Offer of \$5 an acre was presented from E. P. Scarborough of Moore Haven, Florida, for the following described land:

S1/2 of Section 22, Township 39 South, Range 33 East, Glades County, containing 326.43 acres.

The land having been appraised at \$5 an acre, motion was made by Mr. Mayo that the tract be advertised for competitive bids on the basis of Mr. Scarborough's offer. Upon vote the motion was adopted and the land ordered advertised for bids.

Letter was read from Mr. G. Fred Andrews of Lake Butler, Union County, Florida, making application for the position of timber cruiser for the State.

Discussion was had as to the necessity of a full time timber cruiser at this time; also the qualifications of applicant.

At the Governor's suggestion it was agreed that Mr. Savage have Mr. Andrews accompany him on the next cruise and report to the Trustees his recommendations of applicant's ability.

Financial Statements for the month of May are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610  
FINANCIAL STATEMENT FOR THE MONTH  
OF MAY, 1943

Receipts for the Month

Land Sales .....	\$ 20,193.72
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Land Sales—Chap. 14717, Counties as follows:

Palm Beach .....	\$ 6,103.53	
Broward .....	6,360.14	
Dade .....	50.00	
Hendry .....	100.49	12,614.16

Land Sales—Chap. 14572, Counties as follows:

Sarasota .....	325.00	
Hillsborough .....	465.00	
Broward .....	270.00	
Palm Beach .....	306.28	
Glades .....	255.22	1,621.50

Farm Lease .....	187.50
Timber Leases .....	625.02
Grazing Leases .....	223.50

General Leases .....	157.50
Sand & Shell Leases .....	617.00
Airport Lease .....	.81
Fishing Campsite .....	37.50
Dock Site .....	37.50
Refund by Broward County, Account Overpayment of Everglades Drainage Dist. Taxes for 1942 .....	301.05
Refund, Account Advertisement of Sale State Lands .....	39.40
Reimbursement, Account Office Stamp Box Cash Accumulation .....	5.00
Total Receipts .....	\$ 36,661.16
Balance as of May 1, 1943 .....	166,848.30
TOTAL .....	\$203,509.46
Less Disbursements for May, 1943 .....	3,946.96
BALANCE AS OF MAY 31, 1943 .....	\$199,562.50

DISBURSEMENTS DURING THE MONTH OF  
MAY, 1943

Date	Warrant	Payee	Amount
1943	No.		
May 12,	232111	Mrs. W. J. McElwain .....	\$ 8.00
May 30,	249238	F. C. Elliott .....	379.60
	249239	F. Elgin Bayless .....	257.65
	249240	M. O. Barco .....	168.60
	249241	Jentye Dedge .....	168.60
	249242	H. L. Shearer .....	50.00
	249243	J. B. Lee .....	20.00
	249244	Protective Life Insurance —Ralph Newman Agencies .....	2.95
May 18,	242894	I. W. West .....	8.33
	242895	P. L. Hinson .....	26.40
	242896	Herold V. Emerine .....	73.78
	242897	Hollywood, Inc. ....	10.00
	242898	The Lake Worth Leader.....	7.50

242899	The Glades Printing Co.....	13.00
242900	Midyette-Moor Insur. Co.	70.00
242901	Mrs. D. S. Weeks, C. C. C.	13.95
242902	W. B. Granger .....	23.60
242903	Southeastern Telephone Co.	9.15
242904	A. R. Richardson .....	2,500.00
242905	F. Elgin Bayless .....	79.75
242906	Palm Beach Publications.....	6.75
242907	J. Alex Arnette .....	1.75
	Victory Tax Entered—	
	Warrant not issued .....	47.60

Total Disbursement for the month of May,  
1943 .....\$ 3,946.96

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH OF  
OF MAY, 1943

May 1, 1943—Balance .....	\$ 4,170.00
Gas & Oil Leases for the month .....	1,657.50
Disbursements for the month .....	None
May 31, 1943—Balance .....	\$ 5,827.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296  
FINANCIAL STATEMENT FOR THE MONTH  
MAY, 1943

Balance as of May 1, 1943 .....	\$ 5,569.20
Land Sales for the month .....	13,443.50
<b>TOTAL</b> .....	<b>\$ 19,012.70</b>
Less Disbursements for the month .....	16,065.09
<b>BALANCE AS OF MAY 31, 1943</b>	<b>\$ 2,947.61</b>

DISBURSEMENTS FOR THE MONTH OF  
MAY, 1943

Date	Warrant		
1943	No.	Payee	Amount
May 1,	227691	Hardy Crum .....	\$ 10.00
May 31,	249245	Geo. F. Sampson .....	264.60
	249246	Ernest Hewitt .....	193.60
	249247	Helen Phillips .....	145.10
	249248	Mary Evans Voss .....	121.10
	249249	J. R. Roberts .....	142.18
	249250	M. O. Barco .....	25.00
	249251	Jentye Dedge .....	25.00
	249252	F. C. Elliot .....	50.00
	249253	Aetna Life Insurance Co. —Ralph D. Newman Agencies .....	2.92
	250362	Comptroller of Florida .....	10.30
	251577	J. Edwin Larson, S. T. ....	15,000.00
	251868	Western Union Telegraph Co. ....	2.15
	251869	Postal Telegraph - Cable Co. ....	1.14
	251870	Capital Office Equipment Co. ....	2.50
	251871	The H. & W. B. Drew Co. Victory Tax Entered— Warrant not issued .....	39.00 30.50
<hr/>			
Total Disbursements for the month of May,			
1943 .....			\$ 16,065.09

SUBJECTS UNDER CHAPTER 18296

Mr. Elliott presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration of the board:

County	Date of Sale	Number of Bids
Alachua	4-21-43	1
Alachua	5-19-43	40
Bradford	5-22-43	2
Charlotte	5-10-43	14
Citrus	5-11-43	14

Jackson	5-17-43	20
Lake	5-10-43	90
Marion	5- 3-43	43
Nassau	5-31-43	3
Osceola	5-17-43	22
Polk	4-30-43	50
Putnam	5- 1-43	45
Seminole	5-10-43	65
Sumter	5-17-43	22
Suwannee	12-21-42	1
Suwannee	2- 8-43	5
Volusia	5- 3-43	53

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was submitted for execution of deed in favor of the City of Haines City, Polk County, involving certain Murphy Act property formerly owned by said city. Mr. Elliot informed the board that the requirements of Chapter 20424, Acts of 1941 Legislature, had been complied with and it was in order to authorize the deed.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that Polk County Municipal Deed No. 22 in favor of the City of Haines City be executed and transmitted to grantee. Upon vote the motion was adopted and so ordered.

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Application was presented from the United States for lease covering approximately 39.4 acres of Murphy Act land in Dade County, described as

Lots in Blocks 1, 2, 3, 8, 9, 10, 11, 12, 13, 18, 19,  
20, 21, 22 and 23 ROSE LAWN.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize lease in favor of the United States, renewable from year to year for the period extending six months beyond the termination of the National Emergency, upon payment of \$1 per year. Upon vote the motion was adopted and the lease ordered executed.

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Request was presented from the United States Navy for

Cancelled  
No. 19, by  
U. S.

easement across Murphy Act land in Seminole County, described as:

Lots 7, 8, 9, 37, 38, 52, 53, 80, 81 and 82 of Cook's Ferry Town Site.

Perpetual easement was desired with the right to cut canals or ditches for drainage purposes through the land; consideration to be \$1.00.

Motion was offered by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize perpetual lease in favor of the United States Navy across the lots described for drainage purposes, consideration to be \$1.00. Upon vote the motion was adopted and so ordered.

Letter was presented from Mr. J. J. Gillam, Director, Florida Highway Patrol, requesting permission to use certain Murphy Act land in Broward County, described as being in Block 9, Seminole Forest S/D, Fort Lauderdale, as a site on which to erect a 200 foot tower for use of the Highway Patrol.

Mr. Elliot explained that under an act of the 1943 Legislature the Trustees have authority to withdraw parcels of land from sale and dedicate them for public purposes.

Motion was made by Mr. Watson, seconded by Mr. Mayo and duly carried, that the following resolution be adopted and that the Clerk of the Circuit Court of Broward County, as Agent for the Trustees, be instructed to withdraw the parcels from sale:

## R E S O L U T I O N

WHEREAS Chapter 21684, Laws of Florida, Acts of 1943, provides in Section 1 that the Trustees of the Internal Improvement Fund may,

“(d) Withdraw tracts or parcels from public sale considered by the Trustees of the Internal Improvement Fund to be valuable for public purposes, and dedicate such tracts or parcels to such public use considered necessary and proper by the said Trustees”;

and

WHEREAS the Department of Public Safety made ap-

plication June 8, 1943, to the Trustees of the Internal Improvement Fund for the use of certain parcels of land in Broward County for erecting, maintaining and operating thereon a radio tower and other facilities necessary in connection with the operation of the tower by the Department of Public Safety; now therefore,

BE IT RESOLVED by the Trustees of the Internal Improvement Fund that Lots 3 to 24, inclusive, Block 9, Seminole Forest Subdivision, Fort Lauderdale, be and the same are hereby withdrawn from sale under Chapter 18296, Acts of 1937, and in pursuance of Chapter 21684, Acts of 1943, are hereby dedicated to the use of the Florida Highway Patrol, Department of Public Safety of the State of Florida, for such time as the said Department may require said parcels in connection with its operation; that upon discontinuance of the use of said parcels by such Department the said Trustees may withdraw this dedication.

It was so ordered that the terms of the Resolution be carried out.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
June 12, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary.

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Mr. J. E. Yonge, Miami, Florida, Attorney for Pan

American Airways, Inc., made application to purchase State land in Dade County described as,

SW $\frac{1}{4}$  and N $\frac{1}{2}$  of SE $\frac{1}{4}$  and S $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28, Township 53 South, Range 40 East, containing 320 acres, more or less.

for which he made an offer of \$3,200.00. It was stated that the land was desired by the Company for the purpose of installing radio receiving and radio transmitting stations made necessary by the taking over and enlargement by the United States of the greater part of the Company's Red Road Base. Mr. Yonge displayed maps showing the area desired, and appraisals as to the value of the land submitted by Mr. F. J. Railey and W. L. Harris, Miami, Florida, both showing a valuation of \$10 an acre. The Board was also informed that the land was under lease No. 234 in favor of Herman Boyd at an annual rental of 25c an acre, with expiration date December 29, 1943; that Senator E. R. Graham, who handled the lease for Mr. Boyd, had stated that there would be no objection on their part to the State selling the land to Pan American Airways. (Telegram to Governor Holland confirmed statement from Mr. Graham.)

Mr. Mayo presented appraisal from the State's Field Agent, dated in December 1941, valuing the property at \$50 an acre with access to a road and canal; also that recently sales had been made in Township 51 South, Range 41 East, which he considered less valuable, at a price of \$30 an acre, and that he could not vote to sell the land applied for by Mr. Yonge at less than \$25 an acre.

The Governor was of the opinion that the land was not worth the value placed on it by the Field Agent. Mr. Yonge informed the Board that the buildings to be constructed would cost between ten and fifteen thousand dollars, would open up the area for development and put the land on the tax roll.

Full discussion having been had on the subject, motion was made by Mr. Watson, seconded by Governor Holland, that the Trustees sell the tract applied for by Mr. Yonge, on behalf of Pan American Airways, Inc., at a price of \$20 an acre, sale to be made subject to Grazing Lease No. 234 expiring December 29, 1943, and further that the land is in the thirty cents (30c) Drainage taxing zone, will bring immediate development into that area, and put the land on the tax rolls, thereby relieving the State of the drainage

taxes. Upon vote the motion was adopted, Mr. Mayo voting no. Motion carried and so ordered.

Mr. Yonge requested forty-eight hours within which to get in touch with his client and give the Trustees an answer, which was agreed to.

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Telegram was presented from R. M. Marler, Realtor of Lakeland, Florida, requesting permission for the United States Signal Corps to use the following described State land for a period of ten (10) days:

30 acres in Section 10, Township 28 South, Range  
23 East, Polk County.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize use of the above described land by the United States Signal Corps for a period of ten days. Upon vote the motion was adopted and the Land Office was directed to so notify Mr. Marler.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
June 24, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

J. Edwin Larson, Treasurer

J. Tom Watson, Attorney General

Nathan Mayo, Commissioner of Agriculture

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## SUBJECTS UNDER CHAPTER 610

Motion was made by Mr. Larson, seconded by Mr. Watson and duly adopted, that the following list of salaries be approved and the Comptroller be authorized to draw warrants in payment therefor:

F. C. Elliot, Secretary and Engineer ...	\$	400.00
F. Elgin Bayless, Chief Clerk Land Office .....	275.00	
Less Insurance .....	2.95	272.05
M. O. Barco, Clerk-Stenographer .....		175.00
Jentye Dedge, Clerk-Stenographer .....		175.00
H. L. Shearer, Clerk Land Office—		
Pt. Time .....		50.00
J. B. Lee, Guard for Timber Tract .....		20.00
Protective Life Insurance Co., Ralph Newman Agencies .....		2.95
<b>TOTAL</b> .....		<b>\$ 1,095.00</b>

### SUBJECTS UNDER CHAPTER 18296

Motion was made by Mr. Larson, seconded by Mr. Watson and duly adopted, that the following list of salaries be approved and the Comptroller be authorized to draw warrants in payment therefor:

Geo. F. Sampson, Clerk .....	\$	275.00
Ernest Hewitt, Bookkeeper .....		200.00
Helen Phillips, Clerk-Stenographer .....		150.00
Mary Evans Voss, Clerk-Stenographer .....		125.00
Jno. C. Moore, Clerk .....	130.00	
Less Insurance .....	1.87	128.13
<b>J. R. Roberts, Clerk</b> .....	<b>150.00</b>	
Less Insurance .....	2.92	147.08
M. O. Barco, Clerk-Stenographer .....		25.00
Jentye Dedge, Clerk-Stenographer .....		25.00
F. C. Elliot, Secretary .....		50.00
Aetna Life Insurance Co., Ralph D. Newman Agencies .....		4.79
<b>TOTAL</b> .....		<b>\$ 1,130.00</b>

Upon motion duly adopted the Trustees adjourned.

J. EDWIN LARSON,  
Treasurer—Acting Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida  
June 29, 1943

The trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk

Minutes of the Trustees of the Internal Improvement Fund dated May 4, 11 and 25, 1943, were presented for approval.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Minutes as submitted be approved. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 610

Mr. Bayless reported that pursuant to action of the Trustees on application from the U. S. Fish and Wildlife Service for sale of land on Sanibel Island, Lee County, the following Notice was published in the Fort Myers News-Press in the issues of May 14, 21, 28, June 4 and 11, 1943 :

#### N O T I C E

Tallahassee, Florida, April 13, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12 o'clock Noon, June 22, 1943, for lands in LEE County, Florida, described as follows:

Lots 1 and 4, Section 8  
Lots 1 and 3, Section 9

Lot 2 and all Lots 4, 5, 6 and 7, Section 13  
 Lots 1, 2 and 3, Section 14  
 Lots 2, 3, 4, 5 and 6, Section 15  
 All Fractional Section 16  
 Lots 1, 2, 3, 4 and 5, Section 17  
 Lot 2, Section 18  
 Lots 1 and 2, Section 20  
 NE $\frac{1}{4}$ , Lots 1, 2, 3, 4, 5 and 7, Section 21  
 Lots 1, 2, 3, 4, 5, 6 and 7, Section 22  
 NE $\frac{1}{4}$  of SE $\frac{1}{4}$  and Lots 1 and 2, Section 23  
 NE $\frac{1}{4}$ , S $\frac{1}{2}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of SW $\frac{1}{4}$  and all Lot  
 1, Section 24, Township 46 South, Range 22 East,  
 containing 2,296.26 acres, more or less, Lee Coun-  
 ty.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees and the Board reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund and the State Board of Education.

SPESSARD L. HOLLAND, Governor

ATTEST: F. C. Elliot, Secretary, Trustees  
 Colin English, Secretary, State Board of Ed-  
 ucation

Sale having been advertised for June 22nd calling for competitive bids, but a quorum of the board not being available on the 22nd, Mr. Bayless stated that he and the Minute Clerk were present in the Board room at the time advertised for sale and the following bids were received.

United States Fish and Wildlife Service—\$1.50 an acre;

R. L. Newman, Tampa, Florida, for 357.33 acres—\$1.50 an acres;

C. B. Chadwick for 819.95 acres—\$1.50 an acre;

Charles Ausley, Tallahassee, and I. W. Fisher, Tampa, Representing F. M. Hendry—\$1.55 an acre for all land advertised.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline all bids for land on Sansibel

Island in Lee County. Upon vote the motion was adopted and so ordered.

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Consideration was given to application presented to the Trustees May 11th for five foot strip of sovereignty land contiguous to San Marino, an island in Biscayne Bay, for which Herbert N. Schwarz, on behalf of Otto J. Cohen, offered \$25.00. Advertisement was authorized for objections only and the following Notice was published in the Miami Herald, Dade County newspaper, in the issues of May 26, June 2, 9, 16 and 23, 1943:

### N O T I C E

Tallahassee, Florida, May 21, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 12 o'clock Noon, June 29, 1943, at Tallahassee, Florida, to consider the sale of the following described sovereignty land in DADE County, Florida:

"A five foot strip of land contiguous to the southerly boundary of Lot 2, Block 4 of San Marino, an island in Biscayne Bay, according to the plat thereof recorded in Plat Book 9, at Page 22, of the public records of Dade County, Florida, lying between the southerly extensions of the easterly boundary line and the westerly boundary line of said Lot 2, Block 4, of San Marino."

This Notice is published in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary

Upon information that no objections had been filed to sale of the parcel, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$25 from Mr. Cohen, plus cost of advertisement and that conveyance of the land be consummated. Upon vote the motion was adopted and so ordered.

Charles M. Moon, Miami, Florida, representing Henry L. Doherty Company, presented request for determination of title to certain land filled in by his clients and which they considered came to them through chain of title from the State in 1885 to Osborne and Fields, then to Tatum Land Company and from Tatum Land Company to Henry L. Doherty, the parcel being described as:

Lot 2 of Section 2, Township 54 South, Range 42  
East, Dade County.

Discussion of the subject developed that the land was filled in under contract between Thomas H. Horobin and Henry L. Doherty Company; that in consideration for access to his property out in the Bay Mr. Horobin was to fill in certain low areas for Doherty Company and give the five-acre tract free; that Mr. Horobin came before the Trustees and applied to purchase the five-acre tract in question at an agreed price of \$500.00. The parcel was advertised for objections and no protests having been filed sale was authorized in favor of Thos. H. Horobin, but deed was not delivered for the reason that no money was paid. Later a dispute arose between Horobin and Doherty and deed was held up.

Statements were made by Mr. Moon and Mr. Horobin as to the agreements between the two parties and plats and photographs of the area were displayed showing the land before filling operations; affidavits from engineers as to the character of the land, the depth of water and its location.

Mr. Moon informed the board that his clients had no knowledge of the sale to Mr. Horobin, to which Mr. Horobin replied that engineers for Doherty Company furnished him with a description of the property and that an abstract company refused to give an abstract as he said the land belonged to the State.

Mr. Bayless stated that the land was sovereignty land and could not have been disposed of in 1855 when deed was made to Osborne and Fields; that the reason for the Doherty Company not having had notice given by the Trustees as to the sale of the parcel applied for by Mr. Horobin was that it was understood Mr. Horobin was representing the Doherty interests in the purchase.

It was the opinion of the Trustees that the matter needed investigation. Whereupon motion was made by Mr.

Watson, seconded by Mr. Larson, that all papers with proper identification as to ownership be turned over to Mr. Bayless, and memorandum with respect to the various transactions be transmitted with the papers to the Attorney General for investigation; that no deed be delivered until the matter has been passed upon by the Trustees. Upon vote the motion was adopted and so ordered.

The Governor stated that a copy of the opinion of the Attorney General would be furnished both parties but that would not prevent either side from litigating the matter if so desired.

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Mr. R. E. Hamrick of Okeechobee, Florida, on behalf of M. T. Whidden, submitted an offer of \$17.50 an acre for land now under lease to applicant, described as follows:

26.23 acres in Section 4, Township 38 South,  
Range 35 East, Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$17.50 an acre for the land applied for by Mr. Hamrick. Upon vote the motion was adopted and sale authorized.

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Mr. R. E. Hamrick, on behalf of C. G. Bass, made application to purchase a strip of land lying between his property and the Lake in Township 38 South, Range 36 East, Okeechobee County, but before incurring the cost of survey would like to have some idea of the price the Trustees will ask for the tract.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees make Mr. Bass a price of \$17.50 an acre for the strip of land between his property and the waters of Lake Okeechobee, purchaser to pay all costs of survey and platting. Upon vote the motion was adopted and so ordered.

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Mr. Hamrick also inquired of the Trustees if they had changed their policy for satisfying mortgages on Eagle Bay lands at a price of \$10 an acre, which has been the procedure in several instances.

Mr. Hamrick was advised that the Trustees were still willing to execute satisfaction of mortgage in the Eagle Bay cases on the basis of \$10 an acre.

Application was presented from the U. S. Navy Department for lease on reclaimed area in the vicinity of Fort Pierce to be used for housing, training and administrative purposes in connection with the Amphibious Training Base at Fort Pierce, Florida. Offer of \$500 annually was made for the lease.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize lease in favor of the United States Navy on an area of reclaimed land in the vicinity of Fort Pierce, detailed description to be furnished for lease. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented the following offers for Palm Beach County land:

R. K. Lewis, on behalf of Herbert S. Johnson, offers \$6 an acre for W $\frac{1}{2}$  of Section 1, Township 44 South, Range 40 East—320 acres;

J. C. Chewning offers \$6 an acre for the E $\frac{1}{2}$  of Section 1, Township 44 South, Range 40 East, 320 acres.

Information was furnished that the land is located about four miles East of Twenty Mile Bend, one-half mile south of West Palm Beach Canal and in the immediate vicinity of lands recently sold at \$6 an acre. Acceptance of offers recommended by the Land Clerk.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offers of \$6 an acre from Herbert S. Johnson and J. C. Chewning for the land applied for, sale to be subject to lease in favor of Mr. Johnson expiring October 19, 1947. Upon vote the motion was adopted and sale authorized.

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Request was presented from the United States Navy for permission to erect practice bombing targets on Lake Wilmington in Indian River County, assurance being given that no live ammunition would be used and necessary precautions would be taken to safeguard life and property in the vicinity.

Mr. Bayless suggested that authority be given for erecting the targets upon approval by the County Commissioners.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant permission to the United States Navy for erecting bombing targets in Lake Wilmington, conditioned that the permit be approved by the County Commissioners of Indian River County. Upon vote the motion was adopted and so ordered.

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Offer of \$20 an acre was presented from A. J. Ryan, on behalf of Davie Chamber of Commerce, for land in Broward County described as,

Tract 20, Section 26, Township 50 South, Range 41 East, Newman's Survey, containing 20.73 acres.

Mr. Bayless gave location of the parcel as being approximately ten miles from Fort Lauderdale, and covered by Grazing lease in favor of H. M. Forman.

Offer being higher than appraised value, motion was made by Mr. Larson, seconded by Mr. Lee, that the offer of \$20 be accepted for Tract 20 applied for by Davie Chamber of Commerce, sale being made subject to lease to Mr. Forman. Upon vote the motion was adopted and so ordered.

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From Louis D. Benton, Fort Lauderdale, Florida, Mr. Bayless presented offer of \$10 an acre for the following described land:

Fractional N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 27, Township 47 South, Range 38 East, Palm Beach County, lying East of North New River Canal across from State Road No. 26.

Motion was offered by Mr. Mayo, seconded by Mr. Watson, to accept offer of \$10 a acre for land applied for by Mr. Benton. Upon vote the motion was adopted.

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Application was presented from H. G. Boynton of Canal Point, Florida, offering \$12.50 an acre for

Section 3, Township 43 South, Range 38 East, located approximately 12 miles east of Canal Point and three-fourths of a mile south of Conners Highway, in Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Wat-

son, that the land be advertised for competitive bidding based on offer of \$12.50. Upon vote the motion was adopted and the land ordered advertised.

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Application was presented from Lykes Brothers with offer of 12½ cents an acre for five-year grazing lease on

Section 24, Township 44 South, Range 33 East,  
Hendry County, containing 644.16 acres.

with option of renewal for an additional five year period.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that five-year grazing lease be authorized in favor of Lykes Brothers involving the land described at a rental of 12½ cents an acre annually, but that option for renewal be denied. Upon vote the motion was adopted and so ordered.

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Offer of \$250 was submitted from Bessemer Properties, Inc., for land described as,

Lake bottom land lying between the Meander Line and Lake Okeechobee, North of the right of way of St. Lucie Canal, on the westerly side of Section 22, Township 40 South, Range 37 East, containing 4½ acres in Palm Beach County.

Motion was offered by Mr. Larson, seconded by Mr. Mayo, that the Trustees sell land applied for by Bessemer Properties, Inc., at a price of \$250 for 4½ acres. Upon vote the motion was adopted.

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Application was presented from T. W. Conely, Jr., Okeechobee, Florida, on behalf of W. R. Barnhart, with offer of \$10 for release of oil, mineral and canal reservations held by the State in the following land:

11.8 acres of land in Section 4, Township 38 South, Range 35 East, Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize release of reservations requested by Mr. Barnhart in land owned by him in Okeechobee County. Upon vote the motion was adopted and so ordered.

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Request was presented from Millard Caldwell, Tallahassee, Florida, representing West Coast Dredging Com-

pany, Inc., for permission to remove shell from the waters of Ochlockonee Bay between Bald and Lilly Points. It was stated that a portion of the shell would be used at Camp Gordon Johnston and they requested the privilege of removing such material without royalty charge; that for shell used elsewhere they offered to pay ten (10) cents per cubic yard with a minimum royalty of \$180 annually and \$1000 surety bond guaranteeing performance of contract.

Motion was offered by Mr. Lee, seconded by Mr. Mayo, that the Trustees authorize shell lease for a period of one (1) year in favor of West Coast Dredging Company for removing shell from Ochlockonee Bay upon terms and conditions as outlined in request. Upon vote the motion was adopted and so ordered.

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Action was deferred on request from J. Mark Wilcox, on behalf of Mrs. Lillian Jeffries, for exchange of lands in Palm Beach County. It was so ordered.

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Motion was offered by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to execute oil exploration contract in favor of B. R. Burnsed's client involving State land in Levy, Dixie, Suwannee and Taylor Counties. Upon vote the motion was adopted and request denied.

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Application was presented from J. A. Franklin, Fort Myers, Florida, on behalf of Charles Dean, offering \$50 for one year lease on approximately 800 feet of road frontage on the fill going from the mainland to Pine Island on State Road No. 183. Information was that applicant desired lease in order to prevent squatters from putting up fishing shacks.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize one-year lease in favor of Charles Dean covering a strip 800 feet long on fill of State Road 183, leading from the mainland to Pine Island, in Section 22, Township 44 South; Range 22 East, Lee County; payment for such lease to be \$50. Upon vote the motion was adopted and lease authorized.

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Mr. Bayless reported that in 1925 R. A. Henderson of Fort Myers, and Barron Collier of Everglades, Florida,

agreed to purchase 23.85 acres of sovereignty land in Sections 28 and 33, Township 45 South, Range 23 East, Lee County, at a price of \$450 an acre. Exact description and acreage was to be determined by survey which the State was to make. Cash payment was made in amount of \$2,683.50 but survey never having been made no papers were executed and the cash deposit has been kept in a suspense account, never having been credited to the Internal Improvement Fund. Mr. Henderson now asks that the money be refunded.

Upon discussion it was ascertained that owing to certain conditions the survey postponed from time to time was never made.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the cash payment in the sum of \$2,683.50, deposited by Henderson and Collier, be refunded owing to survey never having been made by the Trustees. Upon vote the motion was adopted and refund authorized.

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The Trustees deferred action on request from George F. Bense, President of Southern States Land & Timber Company, for exchange of company land for property of the State.

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Mr. Bayless informed the board that in June 1926 sale was made to W. D. McAdoo of 255.22 acres of sovereignty land in Townships 31 and 32, South, Range 16 East, Pinellas County, at \$100 an acre, or a total purchase price of \$25,522.00. Cash payment was made of \$6,380.50 and mortgage and notes were prepared and sent to Mr. McAdoo for execution but were never executed by him, therefore Deed No. 17670 was not delivered. On April 21, 1937 the Trustees agreed to deed Mr. McAdoo one-fourth of the land in full settlement for cash payment. He failed to take advantage of this offer and on April 28, 1938 assigned to his attorney, Frank P. Ingram, any interest that he might have in the land or deposit, whereupon Mr. Ingram attempted to get the Trustees to either give him land for the cash payment or refund the money. This the Board declined to do, the policy having been established in 1938 that no concession would be made, or purchaser allowed to obtain any acreage for amounts paid.

It now develops that neither Mr. McAdoo nor Mr. Ingram owns the upland property adjacent to this sub-

merged are and the owners of such uplands, represented by D. J. VanDyke of St. Petersburg, are requesting that final disposition be made of any claim that might be held by Mr. Ingram as his assignment from Mr. McAdoo is of record and interferes with sale and development of the area.

Discussion was entered into as to the method of disposing of the agreement, and Mr. Bayless stated that the owners of the upland property had indicated that they would be satisfied if the Trustees would adopt a resolution cancelling the same and directing that a certificate, under the seal of the Commissioner of Agriculture, be issued and recorded showing cancellation of the Entry.

Based on the suggestion of the Governor, motion was made by Mr. Larson that the Attorney General be requested to draft affirmative declaration on the part of the Trustees showing cancellation of all papers growing out of the proposed sale to W. D. McAdoo under Entry No. 17670 dated June 1926. Motion seconded by Mr. Mayo and upon vote adopted.

Motion was made by Mr. Larson, seconded by Mr. Lee and duly adopted, that the following list of expense accounts and miscellaneous bills be approved and the Comptroller authorized to draw warrants in payment therefor:

Southeastern Telephone Company, Tallahassee .....	\$ 5.80
Richard Howard, Miami .....	4.98
The Hendry County News, LaBelle .....	15.75
The Hollywood Sun-Tattler, Hollywood, Florida ..	7.75
The Miami Herald, Miami .....	22.05
News-Press Publishing Company, Fort Myers .....	28.50
T. W. Conely, Jr., Atty at Law, Okeechobee .....	25.00
Roy R. Raulerson, C.C.C., Okeechobee .....	2.00
Fred M. Burns, Asst. Atty. General .....	21.00
James H. Millican, Jr., Asst. Atty. General .....	69.20
W. B. Granger, Belle Glade .....	21.90
Total .....	\$ 223.93

#### SUBJECTS UNDER CHAPER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been

properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	6-10-43	1
Bay	5-10-43	114
Bay	5-24-43	28
Bay	6- 7-43	25
Brevard	6- 7-43	41
Broward	5-17-43	179
Broward	5-31-43	58
Charlotte	6- 7-43	6
Citrus	5-31-43	16
Columbia	6-16-43	3
Dade	5- 5-43	149
DeSoto	6- 7-43	4
Duval	2-24-43	24
Escambia	5-24-43	16
Flagler	6- 7-43	1
Gadsden	11-30-42	1
Hamilton	6- 7-43	2
Hardee	6- 7-43	27
Hendry	5-28-43	8
Hernando	6- 5-43	7
Hernando	5-28-43	8
Hernando	5-29-43	9
Hernando	6-25-43	8
Hillsborough	5-10-43	95
Hillsborough	5-24-43	125
Hillsborough	6- 8-43	225
Holmes	5-17-43	3
Indian River	6-14-43	2
Jefferson	6- 7-43	7
Levy	5- 8-43	29
Levy	6- 7-43	2
Liberty	4-12-43	2
Liberty	5- 2-43	1
Manatee	5- 3-43	47
Manatee	6- 7-43	17
Marion	6- 7-43	75
Martin	5-24-43	352
Martin	5-31-43	29
Okeechobee	6- 3-43	1
Okeechobee	6-10-43	2
Okeechobee	6-17-43	3
Orange	6- 7-43	38
Osceola	6-14-43	18

Pasco	6- 7-43	25
Pinellas	5- 4-43	197
Polk	6-14-43	6
Putnam	6- 5-43	117
Santa Rosa	3- 8-43	4
Santa Rosa	6- 7-43	9
Santa Rosa	6-14-43	6
Santa Rosa	4- 5-43	8
Santa Rosa	5-10-43	17
Sarasota	6- 7-43	28
Seminole	6-14-43	54
St. Johns	5-12-43	27
St. Lucie	6- 7-43	10
Sumter	5-31-43	20
Sumter	6-14-43	5
Suwannee	5-10-43	39
Suwannee	6- 7-43	18
Volusia	6- 7-43	66
Walton	5-19-43	4
Walton	5-26-43	1
Walton	6- 1-43	1
Walton	6-14-43	4

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was presented from the City of Hialeah under the provisions of Chapter 20424, Acts of 1941, for deed to property formerly owned by the City. Information was furnished that proper evidence of former ownership had been furnished and all requirements of the law complied with.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees approve for execution Municipal Deed No. 21 in favor of the City of Hialeah, conveying the following described land:

Lots 1 to 48, Blk. 1 North Hialeah Hghts. 27-19  
 Lots 1 to 48, Blk. 2 North Hialeah Hghts. 27-19  
 Lots 1 to 14, Blk. 1 Palm View Park Resub. 29-38  
 Lots 1 to 15, Blk. 2 Palm View Park Resub. 29-38  
 lying and being in Dade County, Florida.

Upon vote the motion was adopted and so ordered.

Request was submitted for correction deed in favor of Ruth Harris for the purpose of correcting erroneous description of Bay County land. It was recommended that the correction deed be executed.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees execute Bay County Correction Deed No. 373 in favor of Ruth Harris in order to correctly describe the land conveyed by original Deed No. 373. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for conveyance of certain parcels of Murphy Act land in Bay and Pinellas Counties under the provisions of Chapter 21684, Acts of 1943, said parcels being designated as follows and required in connection with State Roads:

Bay County —State Road No. 10-C  
All Lot 3 of Block 32 in E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 36, Township 3 South, Range 15 West;

See minutes  
Sept. 23-43  
R. W. Easement  
Covering This  
Parcel

Pinellas County—State Road No. 64  
South 300 feet of North 850 feet of Lot 2 in NE $\frac{1}{4}$  of Section 10, Township 30 South, Range 16 East, Pinellas Groves, containing 2.53 acres more or less.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees authorize conveyance of right of ways in favor of the State Road Department covering the parcels described in Bay and Pinellas Counties. Upon vote the motion was adopted and so ordered.

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Action on bid of John W. Martin at Duval County sale dated February 24, 1943, having been held up pending investigation, City Attorney Austin Miller, and Claude Ogilvie, Attorney for Mr. Martin, were present and asked that action be taken on the bid. Mr. Miller and Mr. Ogilvie related the circumstances in the foreclosure by the City of Jacksonville, at which sale John W. Martin bought the property and took possession, the subsequent ruling by the Supreme Court to the effect that the City of Jacksonville could not foreclose against the State which upset the sale to Mr. Martin. Two appraisals were submitted

valuing the property at \$3750 and \$3500 at the time of foreclosure sale. It was stated that during the pendency of the suit Mr. Martin made considerable improvements consisting of stairways, new roof, windows, doors and floors, putting in partitions and plastering walls, at an expense of approximately \$10,000.00, having in mind that his deed would be confirmed. In order to eliminate the State's equity the property was advertised under the Murphy Act and purchased by Mr. Martin at the base bid of \$2000.00.

Report was presented by the Secretary giving information substantially as related by Messrs. Martin and Ogilvie.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trsstees accept bid of \$2000 from John W. Martin for Duval County property known as. Prince Hall Masonic Building, being part of Lot 212, Wilder's Subdivision of Hansontown, and that deed be executed and transmitted. Upon vote the motion was adopted and so ordered.

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Mr. James Messer, Jr., and Mr. W. K. Whitfield of Tallahassee, Florida, and Mr. N. R. Field, Attorney of Miami, representing Matchette Investment Company, were present and requested that the Trustees consummate sale of Dade County land to their client, who as former owner submitted the highest bid at sale held April 21, 1943, Mr. Field related that at the sale W. J. Dolan, representing Albert Pick, was present, but did not bid on the land; that later he made an offer to purchase from Matchette Investment Company but the offer was declined and upon the second offer being declined Mr. Dolan said if Matchette Investment Company did not sell him the land he would protest the sale and cause the land to be readvertised and sold; that protest was filed on the last day for filing and Mr. Dolan again approached him and agreed to call off the protest if purchaser from the State would sell the land at the price offered by Mr. Pick.

Attorney General Watson informed the Board that he had a request from Mr. Carl T. Hoffman of Miami, in which he requested opportunity to be heard on behalf of Mr. Pick and intimating that the sale was not held in a manner conducive to fair bidding and desired an opportunity to be heard before deed was delivered; that pursuant to such request he had asked Mr. Elliot to hold up delivery of the deed until the matter could be investigated.

Attorneys for Matchette Investment Company stated it was their understanding that this date was set for the hearing and Mr. Field had made a special trip from North Carolina to be present. The Secretary stated that no such information had been given out from his office and he had no knowledge of a date for hearing; that complying with request from the Attorney General he had wired the Clerk to hold up deed on the parcel in question as the case would probably be reopened.

Discussion was had as to the claim of unfair bidding and it was related that in most counties when bidding commenced the Clerk stated whether or not the applicant was the former owner, which explanation was made very probably pursuant to instructions from the Trustees to the effect that where persons claiming to be former owners participated in bidding they should make affidavit of such former ownership before bidding commenced.

It was the opinion of the Trustees that a hearing would be desirable with all parties represented, whereupon Mr. Larson moved that the Trustees set July 13, 1943, for hearing all parties in reference to Dade County sale of April 21, 1943, involving the N $\frac{1}{2}$  of Section 20 and all Section 18, Township 53 South, Range 40 East. Motion seconded by Mr. Mayo and upon vote adopted.

The Secretary was directed to notify all parties concerned of the date set for hearing.

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Columbia County Sale of November 10, 1942, in favor of Waray Company with bid of \$280 having been held up pending timber investigation, supplemental bid of \$80 was presented. The Secretary reported that information had been furnished that the timber was mostly scattered pulpwood with a small amount of stumps and cord wood and \$80 was a fair price for the material.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees accept \$360.00 for land and timber described as N $\frac{1}{2}$  of Section 11, Township 6 South, Range 16 East - 320 acres in Columbia County. Upon vote the motion was adopted and sale approved.

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Letter was presented from H. A. Pledger, Clerk of the Circuit Court of Bay County, recommending acceptance

of bid in amount of \$60 from Mrs. Jennie Goodwin, widow, involving property formerly owned by her husband, described as,

Lots 11 to 20, Block A-17, Lynn Haven, Florida.

It was reported that this property was advertised for resale April 19, 1943, and a party by the name of Mrs. Ruthy Lief figured in the transaction attempting to get possession of the property before and since the death of Mrs. Goodwin's husband.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees accept bid of \$60 from Mrs. Goodwin for the lots described. Upon vote the motion was adopted and deed ordered executed.

The Secretary reported that there was available for transfer to General Revenue from funds under Chapter 18296, the sum of \$40,000.00 and that the Comptroller was being requested to issue warrant in favor of the State Treasurer as follows:

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer, for  
Transfer to General Revenue.....\$40,000.00

Motion was made by Mr. Larson, seconded by Mr. Lee and duly adopted, that the following list of expense accounts and miscellaneous bills be approved and the Comptroller requested to draw warrants in payment therefor:

The Western Union Telegraph Company, Tallahassee .....	\$ 1.21
Postal Telegraph-Cable Company, Tallahassee.....	2.52
Burroughs Adding Machine Company, Jacksonville .....	1.04
Capital Office Equipment Co., Inc., Tallahassee .....	39.00
The H. & W. B. Drew Company, Jacksonville.....	31.00
James H. Millican, Jr., Asst. Atty. Gen.....	21.80
J. F. Cochran, Postmaster.....	30.00
J. F. Cochran, Postmaster.....	135.36
Comptroller, State of Florida.....	18.15
<b>TOTAL .....</b>	<b>\$ 280.08</b>

The following refund check was issued during the

month of June, 1943, under authority of the Trustees  
November 29, 1940:

T. Irven Lawhorn & Helen L. Lawhorn  
c-o D. H. Sloan, Jr., C.C.C.  
Polk County,  
Bartow, Florida.....\$ 40.00

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida  
June 30, 1943

The Trustees of the Internal Improvement Fund met on  
this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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Mr. James Messer, City Attorney for the City of Tallahassee, appeared before the Trustees of the Internal Improvement Fund in the interest of concluding the purchase of the City Block South of the Capitol Building, which includes Lots 153, 156, 157, 158, 159 and 160. He stated that the Attorney General felt that taking a deed to the State subject to an existing mortgage would be involving the credit of the State and should not be done.

The Attorney General pointed out that accepting the deed tendered by the City, which conveyed the property to the State subject to certain mortgages outstanding, might be an unconstitutional act as impliedly assuming the payment thereof, violating the constitutional provision prohibiting lending the State's credit to individuals. After discussion, the Trustees authorized the Attorney General to accept a warranty deed from the City and to prepare

an agreement with the City whereby the City would assume the obligation of any indebtedness outstanding on the property and would accept payment of \$91,224.48 from the Trustees for the land. That the money due on the mortgages be held by the Lewis State Bank in a trust account by the City pending the payment of the mortgages; that the City assume the duties of collecting rents and making repairs to the buildings under the agreement.

Motion was made by the State Treasurer, seconded by Commissioner of Agriculture and adopted, that the deal be closed in accordance with the above.

The Trustees directed that upon approval of the deed by the Attorney General, warrants be drawn as follows and delivered to the Attorney General:

City of Tallahassee.....	\$ 41,224.48
Lewis State Bank and City of Tallahassee, as trustees .....	\$ 50,000.00

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida  
July 12, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol for a special called meeting.

Present:

Spessard L. Holland, Governor

J. Edwin Larson, Treasurer

J. Tom Watson, Attorney General

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Attorney General Watson brought to the attention of the Board the condemnation suit of the United States vs. 5766.82 acres in Hillsborough County, Florida, which is on appeal, taken by the Trustees of the Internal Improvement Fund, to the Fifth Circuit Court of Appeals. Mr. Watson stated that the appeal involves the construct-

ion of certain taxing statutes and the Federal Courts have lately indicated that they will not pass on such questions of construction without State decisions thereon.

Southwest Tampa Storm Sewer Drainage District involved in the suit has in hand a bond refunding program and it is necessary that they obtain funds awarded by the District Court to bring interest requirements current to complete such refunding. This must be done by August 1, 1943.

The Attorney General stated that he had prepared a stipulation in the suit which, on disposal of the Circuit Court of Appeals case, would be signed by all members of Counsel agreeing to the release of impounded funds so that the refunding program could be completed; that the District had agreed to pay \$1500 to obtain such release which will more than satisfy all costs of printing record, etc., on above mentioned appeal; that in the event of decree favorable to the Trustees and State and County or taxing officials, funds released would be replaced by drainage district tax collections, less interest and penalties as authorized by Chapter 22190, Acts of 1943. He recommended that the stipulation be approved by the Trustees.

The stipulation contemplates that a test suit be brought by the State of Florida to obtain a State decision on construction of taxing statutes and tax priorities. Three additional suits are contemplated in other counties in the State involving related questions. He also asked for the approval of the Board in the bringing of all such test suits.

Mr. Larson moved that the stipulation recommended by the Attorney General be approved as recommended. Motion seconded by Mr. Watson and upon vote adopted.

Mr. Larson further moved that the recommendation of the Attorney General for the bringing of four proposed test suits be approved. Seconded by Mr. Watson and upon vote adopted.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida.  
July 13, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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Motion was made by Mr. Watson, seconded by Mr. Lee, that Minutes of the Trustees dated June 1, 3, 4, 8, 12, 24 and July 12, be approved as presented. Upon vote the motion was adopted and so ordered.

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Mr. F. M. Hendry of Rattlesnake, Florida, accompanied by his attorney, Mr. Charles Ausley of Tallahassee, Florida, came before the Trustees with reference to action by the Trustees June 29, declining offer of \$1.55 an acre for approximately 2,296.26 acres of land on Sanibel Island, Lee County. Mr. Hendry stated that his family had lived on the Island for years and it was his intention to go in and improve the property so that it would be in condition for development after the war; that he had equipment and material to go on the property at once to start improvements and asked that the Trustees rescind action of June 29 and accept his bid of \$1.55 an acre, which was the highest bid offered.

The Trustees were of the opinion that all offers having been rejected it would be necessary to readvertise the land before sale could be made. Whereupon motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees readvertise the Sanibel Island area for competitive bidding. Upon vote the motion was adopted and the land ordered advertised, with notice to be given all interested parties.

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The Trustees on May 11, 1943, agreed to advertise for competitive bidding and for objections a parcel of reclaimed land in Monroe County, at Jewfish, Florida, the

parcel having been applied for by F. F. Ravlin with a bid of \$500; also other offers had been submitted at various times. Pursuant to such action the following Notice was published in the Key West Citizen, Key West, Florida, in the issues of June 8, 15, 22, 29 and July 6, 1943:

### NOTICE

Tallahassee, Florida, June 3, 1943.

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 12 o'clock Noon, July 13, 1943, at Tallahassee, Florida, to consider the sale of and receive competitive bids for the following described submerged and sovereignty land in MONROE County, Florida:

"A parcel of reclaimed land lying adjacent to State Road Department Right-of-Way immediately South and East of the bridge now under construction at Jew Fish, Florida, on State Road No. 4—A, being bounded on the West by Intra-Coastal Waterway, on the South by the canal and on the North and East by Road Right-of-Way, lying and being in the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36, Township 60 South, Range 39 East."

Accurate description to be furnished with deed.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941, and also in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.

It was announced that the Trustees were ready to receive bids. Question was raised as to character of the land and whether or not title was in the State. In answer to that Mr. Bayless presented a letter from J. W. Fox of the Florida East Coast Railway Company in which statement was made that this area was filled in by the Railroad Company and used for storing material

during construction of the Florida East Coast Railway to Key West.

Bidding started at \$500 from F. F. Ravlin and was raised \$50 by W. J. Pruitt on behalf of W. D. Coker and wife. Bidding continued between Messrs. Ravlin and Pruitt till the high bid of \$3950 was made by Mr. Pruitt, who explained that Mr. and Mrs. Coker had been living on this land for a number of years, had made improvements and he was trying to protect their life savings by bidding the land in for them. At the third call for bids no higher bid was made, whereupon motion was made by Mr. Watson, seconded by Mr. Larson, that the tract be sold to W. D. Coker at a price of \$3950. Upon vote the motion was adopted and so ordered.

Pursant to action of the Trustees June 11, on application from Mr. Alvah C. Burke with offer of \$2.50 an acre for Hendry County land, the following Notice was published in the Hendry County News, LaBelle, Florida, in the issues of June 10, 17, 24; July 1 and 8, 1943:

#### NOTICE

Tallahassee, Florida, June 3, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, July 13, 1943, at 12 o'clock Noon, for the following described land in HENDRY County, Florida:

All Section 3, Township 44 South, Range 32 East, containing 640 acres, more or less.

Above area is to be sold subject to outstanding grazing lease issued by the Trustees to Vose Babcock under date of February 3, 1943, said lease expiring February 3, 1945.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.

Mr. Bayless called attention to the advertisement which stated the land would be sold subject to grazing lease in favor of Mr. Vose Babcock.

Bids were invited, starting with offer of \$1650 from Alvah C. Burke, applicant. J. C. Jackman raised the bid to \$1660 and that bid was raised by R. H. Evans to \$1700. Bidding continued resulting in high bid of \$2200 by Mr. Jackman. Whereupon motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept offer of \$2200 from J. C. Jackman for the Hendry County land described in the foregoing notice. Upon vote the motion was adopted and so ordered.

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Application was presented from C. H. Rogers of Ocala, Florida, offering \$300 for land described as,

S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 5, Township 17 South,  
Range 20, East, Marion County.

Mr. Bayless informed the board that the land is located about fifteen miles from Ocala with appraisal of \$330.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees decline offer of \$300 from Mr. Rogers but make a counter proposal to accept \$330. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Lee, seconded by Mr. Larson, to decline offer of \$2.50 an acre from J. F. Ganas, Palatka, Florida, for the SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 15, Township 10 South, Range 26 East, containing 40 acres in Putnam County. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Watson, to defer action on land exchange proposal from J. Mark Wilcox and Mrs. Lillian Jeffries, and from George F. Bense, President of Southern States Land & Timber Company. Upon vote the motion was adopted and so ordered.

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Offer of \$100 was presented from E. S. Boyd, Sarasota, Florida, for purchase of 0.85 of an acre of sovereignty land adjacent to Lots 36, 37 and 38, Block 52, Revised Siesta, Sarasota County.

Mr. Bayless having reported that land of that character had been sold at the price offered, motion was

made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept offer of \$100 from Mr. Boyd for the land covered by his application. Upon vote the motion was adopted and so ordered.

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Motion was offered by Mr. Watson, seconded by Mr. Larson, that the Trustees accept offer of \$150 from B. W. Becton, Sopchoppy, Florida, for approximately three (3) acres of sovereignty land described as,

Located in the mouth of Ochlockonee Bay at a point approximately 1000 yards northeasterly from Bald Point and approximately 2000 yards in a southeasterly direction off Ochlockonee Point;

sale to be subject to advertisement for objections. Upon vote the motion was adopted and the land ordered advertised.

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Mr. Bayless submitted the following report: In May 1922 the Trustees sold 81.95 acres of land in Palm Beach County, Section 1, Township 44 South, Range 35 East, and Section 31, Township 43 South, Range 36 East, the sale being made on deed and mortgage basis. In 1932 the mortgage was foreclosed by the Trustees and Master's deed received on December 5, 1932. The land has subsequently been sold by the Trustees to other parties. It now appears that in the foreclosure a party by the name of Heinrich Rohde was the holder of a judgement against the mortgagor in the amount of \$18,300.00, which judgment was of record in Palm Beach County at the time of foreclosure. Mr. Rohde has expressed a willingness to execute release of the judgment, in so far as it affects the lands foreclosed, for a cash consideration of \$100.00.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees authorize payment of \$100 to Mr. Rohde for release of judgment against the land described upon approval by the Attorney General of the release. Upon vote the motion was adopted and so ordered.

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Offer of \$25 an acre was presented from J. E. Yonge, Attorney for Pan American Airways, Inc., for land described as,

S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 26, Township 53 South,  
Range 40 East, Dade County.

The land adjoins 320 acres recently purchased by Pan American Airways at the same price.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees accept \$25 an acre from Pan American Airways, Inc., for the land described. Upon vote the motion was adopted and so ordered.

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Request was submitted from Roscoe Lee Braddock, holder of Grazing Lease No. 111 in the name of Shore Acres Plantation, Inc., for an extension of two years in which to fulfill requirements as to development of the area covered by lease. Statement was made that owing to shortage of machinery and labor lessee has been unable to comply with the terms of the lease. Mr. Bayless stated that all payments were up to date on the lease.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees decline to allow two-year extension but that terms and conditions of the lease be extended for a period of one year, provided all requirements of original lease are complied with. Upon vote the motion was adopted and so ordered.

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Letter was presented from Pfc. Streety Durrance desiring to know whether the Trustees would accept \$15 an acre for the following described land:

400 acres in Sections 14 and 23, Township 37  
South, Range 30 East, Highlands County.

Mr. Bayless reported that the land is under lease to Mr. Durrance at this time; that it is located north of Lake Istokpoga, and that Agent's appraisal shows value of the land at \$15 an acre and timber at \$157.40.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the land be advertised for competitive bidding with a starting bid of \$15 an acre. Upon vote the motion was adopted and so ordered.

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Application was presented from Arlington Corporation, Jacksonville, Florida, requesting assignment from the Trustees to them of the right to bring suit against N. J. Austin for trespass on Lots 2, 3 and 4, Section 18, Township 4 South, Range 28 East, Duval County. In-

formation was furnished that applicant purchased the lots from the Trustees recently but trespass was committed prior to their acquisition of the property and it was necessary that the Company have assignment of the claim.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees execute proper assignment of claim in favor of Arlington Corporation in order that suit might be brought by the Company against trespasser, it being understood that the Trustees will be at no expense in connection with the suit. Upon vote the motion was adopted and so ordered.

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Mr. Bayless submitted the following offers for land owned by the Trustees in Hendry County:

Joe Hilliard—Offer of \$3 an acre for the N $\frac{1}{2}$  of Section 21, Township 46 South, Range 32 East;

M. W. Hilliard—Offer of \$3 an acre for the S $\frac{1}{2}$  of Section 9, Township 46 South, Range 32 East;

Vose Babcock—Offer of \$2.50 an acre for W $\frac{1}{2}$  of Section 23, Township 46 South, Range 32 East;

A. S. Babcock—Offer of \$3 an acre for W $\frac{1}{2}$  of Section 15, Township 46 South, Range 32 East.

Information was furnished that the above described parcels are all under grazing lease to Mr. Vose Babcock, and the Land Clerk recommended that if offers were accepted that sales be made subject to existing grazing lease.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept the offers submitted from Joe Hilliard, M. W. Hilliard, Vose Babcock and A. S. Babcock for the land described in Hendry County and that sales be made subject to Grazing lease on the land. Upon vote the motion was adopted and sale authorized.

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Offer of \$150 an acre was presented from Inman W. Weeks, on behalf of H. R. Layfield, for the following described parcel:

26.1 acres in Section 31, Township 43 South, Range 36 East, Palm Beach County.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept offer of \$150 an acre from Mr. Layfield for the land described. Upon vote the motion was adopted and so ordered.

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Application was presented from Inman W. Weeks with offer of \$125 an acre for lake bottom land in Palm Beach County described as:

Section 26, Township 42 South, Range 36 East,  
17.1 acres located between Bacom Point land  
and right of way of the Government Levee.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept \$125 an acre for the lake bottom land applied for by Mr. Weeks. Upon vote the motion was adopted and so ordered.

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J. F. Wilkins came before the Board with reference to an alleged claim against the State for land in Jefferson County.

Upon inquiry it was found that Mr. Wilkins had talked with several members of the board and that Mr. Bayless had examined all papers he had in connection with his claim, and the opinion was that there was no basis for such claim.

The Trustees requested that Mr. Elliot go into the matter with Mr. Wilkins and make report back to the Board as to his findings. It was so ordered.

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Mr. Bayless presented letter from Representative H. J. Yaeger of Leon County, in which he stated that confusion exists as to reservation for fishing and hunting in lease of Lake Jackson bottoms to the Phipps interests and Westbury Corporation; that fences have been built, logs pulled across roads, gates locked and posted signs placed in such manner as to interfere with use to the public. Mr. Yaeger requested an opinion of the Attorney General as to rights reserved to the public, with copy to be furnished County Commissioners of Leon County.

Motion was made by Mr. Larson, seconded by Mr. Lee, that Mr. Bayless be requested to make investigation of the conditions reported and submit to the Attorney General for an opinion on the question. Upon vote the motion was adopted and so ordered.

Expense account was presented from F. E. Bayless covering trip to Ocala, Brevard, Lake and Volusia Counties, July 7 through July 10.

Motion was made by Mr. Watson, seconded by Mr. Larson and adopted, that the following expense account be approved for payment and the Comptroller requested to issue warrant in payment therefor:

F. Elgin Bayless, Chief Land Clerk .....\$ 62.38

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Without objection it was agreed that action be deferred on bid from H. H. Bohler for painting offices of the Secretary.

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Financial Statements for the month of June, 1943, are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610  
FINANCIAL STATEMENT FOR THE MONTH  
JUNE, 1943

Receipts for the month

Land Sales .....	\$ 18,745.39
Land Sales—Chap. 14717—Counties as follows:	
Palm Beach .....	\$ 9,069.41
Broward .....	878.27
Dade .....	14.98
	9,962.66
Land Sales—Chap. 14572—Levy County .....	210.00
Farm Leases .....	11,698.66
Grazing Leases .....	325.89
Timber Leases .....	18,814.18
Sand & Shell Leases .....	731.66
Fishing Campsites .....	131.25
Telephone R/W .....	34.54
Balance Reimbursement of Advertisement of State Lands, Dade County .....	7.15
Federal Farm Mortgage Corp. Coupons—7@ \$1.50, Entry No. 17839—Axel Jensen .....	10.50
Warrants returned and cancelled:	
226525—4-30-43 to J. Alex Arnette..	\$1.65
242906—4-18-43 to Palm Beach	
Publications .....	6.75
	8.40

Total Receipts for the month.....	60,680.28
Balance as of June 1, 1943 .....	199,562.50
TOTAL .....	260,242.78
Less Disbursements for June, 1943 .....	95,967.39

BALANCE ON HAND AS OF JUNE 30, 1943 164,275.39  
DISBURSEMENTS DURING THE MONTH OF  
JUNE, 1943

Date	Warrant		Amount
1943	No.	Payee	
June 11,	262310	The Okeechobee News .....	12.00
30,	271966	F. C. Elliot .....	379.60
	271967	F. Elgin Bayless .....	257.65
	271968	M. O. Barco .....	168.60
	271969	Jentye Dedge .....	168.60
	271970	H. L. Shearer .....	50.00
	271971	J. B. Lee .....	20.00
	271972	Protective Life Insurance Co. — Ralph Newman Agencies .....	2.95
	279703	City of Tallahassee .....	41,224.48
	279704	Lewis State Bank .....	50,000.00
	279733	J. Edwin Larson, S. T. ....	3,411.98
	280966	Southeastern Telephone Co. ....	5.80
	280967	Richard Howard .....	4.98
	298968	Hendry County News .....	15.75
	280969	Hollywood Sun-Tattler .....	7.75
	280970	Miami Herald .....	22.05
	280971	News Publishing Co. (Press) .....	28.50
	290972	T. W. Conely, Jr. ....	25.00
	280973	Roy R. Raulerson, C. C. ....	2.00
	280974	Fred M. Burns, A. A. G. ....	21.00
	280975	Jas. H. Millican, Jr. A. A. G. ....	69.20
	280976	W. B. Granger .....	21.90
		Victory Tax Entered— Warrant not issued .....	47.60

Total Disbursements for June, 1943.....\$ 95,967.39

TRUSTEES INTERNAL IMPROVEMENT FUND  
 PETROLEUM OIL AND/OR GAS EXPLORATION  
 FUND UNDER CHAPTER 20667, ACTS OF 1941  
 FINANCIAL STATEMENT FOR THE MONTH OF  
 JUNE, 1943

June 1, 1943—Balance .....	\$ 5,827.50
Receipts for the month .....	None
Disbursements for the month .....	None
June 30, 1943—Balance .....	\$ 5,827.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
 UNDER CHAPTER 18296  
 FINANCIAL STATEMENT FOR THE MONTH  
 OF JUNE, 1943

Balance as of June 1, 1943 .....	2,947.61
Land Sales for the month .....	54,320.71
TOTAL .....	57,268.32
Less Disbursements for the month ....	41,450.08
BALANCE AS OF JUNE 30, 1943...	15,818.24

DISBURSEMENTS FOR THE MONTH OF  
 JUNE, 1943

Date 1943	Warrant No.	Payee	Amount
June 30,	271973	Geo. F. Sampson .....	\$ 264.60
	271974	Ernest Hewitt .....	193.60
	271975	Helen Phillips .....	145.10
	271976	Mary Evans Voss .....	121.10
	271977	John C. Moore .....	124.23
	271978	J. R. Roberts .....	142.18
	271979	M. O. Barco .....	25.00
	271980	Jentye Dedge .....	25.00
	271981	F. C. Elliot .....	50.00
	271982	Aetna Life Insurance Co. —Ralph D. Newman Agencies .....	4.79
	275623	J. Edwin Larson, S. T. ....	40,000.00
	280977	T. Irvn Lawhon & Helen L. Lawhon .....	40.00

280978	Western Union Telegraph Co. ....	1.21
280979	Postal Telegraph-Cable Co. ....	2.52
280980	Burroughs Adding Machine Co. ....	1.04
280981	Capital Office Equipment Co. ....	39.00
280982	The H. & W. B. Drew Co. ....	31.00
280983	John H. Millican, Jr. A. A. G. ....	21.80
280984	J. F. Cochran, P. M. ....	30.00
280985	J. F. Cochran, P. M. ....	135.36
280986	Comptroller of Florida ....	18.15
	Victory Tax Entered—	
	Warrant not issued ....	34.40

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Total Disbursements for June, 1943 .....\$ 41,450.08

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	7- 9-43	2
Broward	6-21-43	46
Columbia	7- 7-43	3
Flagler	7- 5-43	2
Gadsden	6-21-43	11
Gulf	6-28-43	1
Hillsborough	6-21-43	100
Holmes	4- 8-43	4
Holmes	4-19-43	1
Holmes	5- 3-43	1
Holmes	6-14-43	1
Holmes	6-28-43	3
Jefferson	7- 5-43	5
Nassau	6-28-43	9
Okeechobee	7- 1-43	2
Okeechobee	7- 8-43	3
St. Lucie	7- 5-43	10
Sumter	6-28-43	40
Taylor	5-28-43	2

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Mr. Robert Smith, City Attorney for Ocala, Florida, came before the Trustees and requested information as to procedure necessary for the City to acquire approximately 100 scattered lots in a negro section, title to which vested in the State under the Murphy Act, at a reduced price. Mr. Smith was advised that he could submit an application to the Clerk of the Circuit Court under Special Case rule making an offer of what the City would be willing to pay for the lots; that the Clerk would transmit the application to the Secretary's office and the Special Case Committee would pass on the request.

Discussion was had as to Clerk's fees, advertising costs, etc., and it was suggested that the Clerk might make a reduction in his fees and that advertising cost could be reduced by condensing descriptions; also notice to former owner could be dispensed with upon the city's agreeing to deed former owner any lot for which he might apply at the same price at which purchased by the city, plus costs.

Mr. Smith was requested to confer with Mr. Elliot with a view to working out procedure to be followed by the City in making application for the lots desired.

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Request was presented from the United States for lease on certain Murphy Act lands in Hillsborough County, designated as:

Lots 4 to 9, Incl., Block E; Lots 4 to 9 Incl., Block A, West Orange Heights, in the N $\frac{3}{4}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 20, Township 28 South, Range 22 East.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize lease in favor of the United States for use by the Signal Corps; lease to be renewable from year to year but not to exceed six months beyond the present National Emergency. Upon vote the motion was adopted and so ordered.

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The Secretary presented offer of \$150 from the City of Auburndale as base bid on 315 lots within the City limits.

Mr. Watson also called to the attention of the Board that Mr. Williams, Clerk of the Court of Putnam County had several proposals for reduced base bids on subdivision lots.

Action was deferred on the requests from the City of Auburndale and from the Clerk of the Circuit Court of Putnam County, and the Attorney General and Secretary were requested to work out a schedule of prices as base bids for these and similar cases and report back to the Board at a later date.

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The Trustees set this date for hearing in connection with Dade County Murphy Act sale in favor of Matchette Investment Company, protested by W. J. Dolan on behalf of Albert Pick. The case having been presented to the Trustees on two former occasions—June 1 and 29—but without final action having been taken owing to protestant not being represented, it was agreed that all interested parties be heard on this date. Messrs. N. R. Field, James Messer, Jr., and W. K. Whitfield, representing Matchette Investment Company were present. Letter was presented from Mr. Carl T. Hoffman, representing Albert Pick and W. J. Dolan, stating that his clients were absent from the State and it was impossible for them to reach Tallahassee in time for the hearing, notice not having been received in time for them to be here. Upon inquiry it was ascertained that notice was mailed to all parties July 3, but Mr. Hoffman failed to receive his till the latter part of the following week. It was requested by Attorney for Mr. Pick that the hearing be postponed till July 27. Upon contacting Attorneys for Mr. Field it was found that it would be inconvenient for Mr. Field to be present. Mr. Hoffman was notified that the case would be heard as scheduled—July 13.

Mr. Field related the circumstances of the sale and definitely stated that upon the land being called for sale he raised the bid of applicant and that his was the only bid submitted although Mr. Dolan was present; that Mr. Dolan later made him an offer for the land, which was declined. A second offer was made with the statement that if he (Mr. Field) did not sell to Mr. Pick this land, the sale would be protested. Mr. Field stated that the threat was such that he took the matter up with Mr. Pick who informed him that he would not be a party to such methods and would withdraw his protest; however the protest was not withdrawn.

Letter from Mr. Carl T. Hofman, dated July 10, addressed to each member of the Trustees, was presented. Certain statements were made in the letter with reference to manner in which sales are held in Dade County, especially in cases where former owner is the bidder, one statement being that "sale of the property was held by E. B. Leatherman, Clerk, on April 21, 1943, and at said time N. R. Field, an attorney, appeared as agent for former owner, Matchette Investment Co. and the clerk announced the sale of the property to N. R. Fields, as Agent for the former owner, Machette Investment Co. Further, Mr. Leatherman declined to accept any bids for this property upon such sale date under said applications aforesaid, and gave to Mr. Fields, as agent for the former owner, the preferential right of redemption by means of this sale, which it is contended, was contrary to the law."

Mr. Field and Attorneys Messer and Whitfield urged that the Trustees dispose of the sale at this time as all parties had been given sufficient notice to appear and that time was a decided factor in the case. Mr. Field informed the Board that delay was what Mr. Dolan desired as a sale of muck from this and other land adjoining was proposed and if action in this case could be held off until all muck was removed from the land held by Mr. Dolan he would not be interested in the land involved.

Full discussion having been had, the Governor stated he would like to have a statement from the Clerk as to the manner in which this sale was conducted, which was agreed to by all members present. Whereupon, the Secretary was directed to furnish the Clerk of the Circuit Court of Dade County with copy of Mr. Hoffman's letter and ask that he submit to the Trustees in affidavit form a statement as to whether or not the allegations of Mr. Hoffman are true or not. Also it was agreed that July 27 be set as a date for final hearing in the case and the Secretary was directed to immediately send out notice to all interested parties that if they cared to be heard that they be present on that date.

Motion was made by Attorney General Watson, seconded by Mr. Lee, that Mr. Field be authorized to go on the land involved in the sale to Matchette Investment Company and sell muck therefrom, holding in trust the money received from such sales pending final disposition of the case on July 27. Upon vote the motion was adopted and so ordered.

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Letter was presented from J. P. Adams of Sarasota, Florida, making application to lease Murphy Act land in Sarasota County, located in Section 10, Township 36 South, Range 18 East, and asking what the charge would be.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees authorize one-year lease in favor of Mr. Adams upon payment of \$25.00, lease to be subject to sale of the land at any time during lease period. Upon vote the motion was adopted.

As information to the Trustees, the Secretary reported that suit had been filed enjoining the Trustees from delivering Alachua County Deed No. 924 in favor of Mrs. Bessie L. Yancey of Gainesville, Florida, and upon request from the Attorney General the Deed had been held up pending outcome of the suit.

The Trustees deferred action on two St. Johns County cases designated as Marie S. Thigpen bid, protested by Mrs. J. B. Hughes, and Frank Hale bid, protested by Charles Anderson.

Action was deferred on request from County Commissioners of Hillsborough County for conveyance under Chapter 21929, Acts of 1943, of land desired for County Park and Recreational purposes.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida  
July 20, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

The Trustees having requested the Attorney General to prepare waiver of restrictions in Oil Exploration Contract to W. G. Blanchard and Associates, Mr. Watson presented instrument for final approval and execution.

Motion was made by Mr. Watson, seconded by Mr. Mayo and adopted, that the Trustees approve the following Waiver and authorize execution and delivery:

"Pursuant to action taken by the Trustees of the Internal Improvement Fund in special meeting assembled on June 4, 1943, said Trustees do hereby waive the restrictions and limitations contained in and imposed by Paragraph 9, on page 13 of that certain "Exploration Contract and Option to Lease" executed February 27, 1943, between said Trustees and Wm. G. Blanchard, said waiver to be effective until and including May 1, 1944, and said Trustees do hereby grant permission to the said Wm. G. Blanchard and his assignee, J. P. Scranton, to carry on exploratory work under the above-described contract within the area described in Paragraph 9 thereof, until and including May 1, 1944, said exploratory work to be carried on under the same terms and conditions prescribed in said contract for other lands therein described. On May 2, 1944, the restrictions and limitations imposed by said Paragraph 9, supra, shall become and remain operative and binding for the remainder of the life of said contract.

This waiver executed at Tallahassee, Florida, this 20th day of July, A. D. 1943.

SPESSARD L. HOLLAND,  
Governor

J. M. LEE,  
Comptroller

J. EDWIN LARSON,  
Treasurer

J. TOM WATSON,  
Attorney General

NATHAN MAYO  
Commissioner of Agriculture  
Acting as and Composing the

Trustees of the Internal Improvement Fund of the State of Florida."

ATTEST:  
F. C. Elliot,  
Secretary.

# SUBJECT UNDER CHAPTER 18296

Pursuant to action of the Trustees dated June 1, 1943, Mr. Bayless reported that he had visited Brevard County and made investigation of application from Clyde McKenny, Seminole Cattle Company, Orlando, Florida, for purchase of approximately 1690 acres of Brevard County land to be used for pasture purposes. The report furnished information that the area is cut over pine with growth of palmetto and very few scattered small pine; that the land is composed of subdivisions known as Aurantia, Scottsmoor, Indian River Park and various re-subdivisions; approximately 1300 parcels and costs, not including Clerk's fee, will run approximately \$1200 covering abstract search, notice to former owners and legal advertisement. The Clerk of the Circuit Court is of the opinion that this is the best proposition the State will get for clearing up the area and getting the land back on the tax roll. A base bid of \$300 was offered for advertising.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize the Clerk to accept a base bid of \$300 for the property involved in application from Clyde McKenny. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida  
July 21, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller

J. Tom Watson, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 F. E. Bayless, Land Clerk

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Mr. Bayless presented letter from A. B. Edwards of Sarasota, Florida, on behalf of Ross Beason and Maryland Land and Transportation Corporation, asking if the Trustees would accept \$5 an acre for 151 acres of State land in Section 16, Township 37 South, Range 19 East, Sarasota County, which land adjoins an area recently sold by Mr. Beason at \$5 an acre. Information was that the Trustees acquired the 151 acres in an exchange with several parties in order to block up Myakka River State Park areas.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$5 an acre for the land applied for by Maryland Land and Transportation Corporation. Upon vote the motion was adopted and so ordered.

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Application was presented from William H. Turner, Jr., of Homestead, Florida, offering \$4 an acre for the following described land:

Sections 26 and 33, Township 55 South, Range 38 East, Dade County.

Mr. Bayless reported that the appraisal on Section 26 was \$7.50 an acre and on Section 33 appraisal of \$3 an acre; that the land was located about eighteen miles northwest of Homestead and was desired for pasturage purposes.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer for Section 26, but accept \$3 an acre for land in Section 33, as applied for by Mr. Turner. Upon vote the motion was adopted and so ordered.

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Offer of \$300 was submitted from F. F. Ravlin for a small parcel of mangrove containing approximately two (2) acres in

Section 36, Township 60 South, Range 39 East,  
 Monroe County.

Mr. Bayless informed the Board that this parcel lies on the opposite side of Intra-Coastal Waterway, adjacent to Overseas Highway, from the tract sold last week on Jewfish Creek.

Motion was made by Mr. Mayo, seconded by Mr. Lee that the parcel of land applied for by Mr. Ravlin be advertised for competitive bidding based on his offer of \$300. Upon vote the motion was adopted and so ordered.

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Request was presented from the War Department for perpetual easement 150 feet wide through Section 8, Township 57 South, Range 40 East, Dade County, to be used by the Government for Military purposes as an outfall canal to property under their supervision. Offer of \$45 was made for the easement.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees authorize perpetual easement in favor of the United States, War Department, covering the area applied for, consideration to be \$45. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees, Mr. Bayless reported on proposed land exchange between Mrs. Lillian Jeffries, represented by J. Mark Wilcox, and the Trustees of the Internal Improvement Fund, involving land in Palm Beach County. Mr. Bayless recommended that the Trustees convey to Mrs. Jeffries the following land owned by the State in Palm Beach County:

Sections 28, 29, 32, 33, 34, Township 44 South, Range 37 East; Sections 4 and 7, Township 45 South, Range 37 East; Hiatus Lots 2 and 3, Township 45 South, Between Ranges 36 and 37 East; Total acreage of 3,980.00 acres.  
Total Assessed Value, \$42,570.00,

upon conveyance from Mrs. Jeffries to the Trustees of the following described land in Palm Beach County:

Sections 14, 22, 24, 26, 28, 34 and 36, in Township 46 South, Range 37 East.  
Total Acreage of 4,480.00 acres.  
Total Assessed Value, \$48,000.00.

In discussing the proposed exchange the question of conveyance of statutory reservations was considered and

it was the opinion of the members that the Trustees did not now have such authority.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize exchange of land with Mrs. Jeffries on the basis as recommended by Mr. Bayless and that the question of release of statutory reservations be referred to the Attorney General for an opinion; that in the event the Trustees are not authorized to execute such release that the State retain reservations in land being conveyed, and Mrs. Jeffries retain reservations in the land she is conveying to the State. Upon vote the motion was adopted and so ordered.

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Mr. Bayless submitted letter from Mr. George F. Bensel, President of Southern States Land & Timber Corporation, desiring to know whether the Trustees would be willing to exchange certain property with his company in order to consolidate the holdings of both parties.

Mr. Mayo suggested that Mr. Bensel send up map showing the holdings of his Company and the State property he desires to acquire, which suggestion was approved.

Motion was made by Mr. Watson, seconded by Mr. Lee, that Mr. Bayless be authorized to go into the matter with Mr. Bensel and submit report to the Trustees with his recommendations. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees deny request from W. G. Blanchard for assignment of his Oil Exploration Contract and Option to Lease. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$250 from William C. Gibbons for a parcel of land located about seven miles from Orlando, near Windemere, described as follows:

SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 10, Township 23  
South, Range 28 East, Orange County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize sale of Orange

County land applied for by Mr. Gibbons at a price of \$250. Upon vote the motion was adopted and so ordered.

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The Attorney General reported that the Everglades tax certificate land matters, presented to the Trustees some time ago by Senator J. A. Franklin on behalf of his clients, Hendry & Carlton, had not been consummated and he expected Mr. Franklin would appear before the Trustees at an early date in the interest of his clients.

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The Trustees deferred action on offer of compromise settlement from Manley P. Caldwell of West Palm Beach, on behalf of Sovereign Finance Company, involving purchase of land, title to which vested in the Trustees under Chapter 14717, Acts of 1931. The Secretary was requested to check the amounts set forth in letter from Mr. Caldwell with the records and make report as soon as possible. It was so ordered.

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Mr. Elliot presented memorandum of telephone message from Mr. George White, City Clerk, Tallahassee, Florida, with reference to purchase by the Trustees of Lots in Tallahassee.

Mr. White reported that the amount necessary to be covered by collateral had been reduced from \$50,000 to \$35,000, \$15,000 of the original \$50,000 having been disbursed in accordance with agreement approved by the Trustees. Also Mr. White desired letter from the Trustees authorizing the City to collect rentals on the property acquired by the State and out of such rentals to pay cost of repairs, maintenance and upkeep.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the matter be referred to the Attorney General for looking into and making recommendation to the Trustees. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson and duly adopted that the following salaries, expense accounts and miscellaneous bills amounting to \$1,800.78 be approved and that the Comptroller be requested to issue warrants in payment thereof:

Heinrich Rhode, Sebring, Florida .....	\$	100.00
Southeastern Telephone Company, Tallahassee .....		6.30
C. A. Thomas, Pahokee, Florida.....		187.50
The Hendry County News, LaBelle, Florida .....		8.67
The Key West Citizen, Key West, Florida .....		12.75
Mickler and Mickler, St. Augustine, Florida .....		142.36
J. M. Couse, Moore Haven, Fla. ....		25.00
W. B. Granger, Belle Glade, Fla. ....		18.95
George M. Powell, Tallahassee, Fla. ....		15.00
James H. Millican, Jr., Tallahassee, Florida .....		42.60
Fred M. Burns, Tallahassee, Florida.....		71.65
F. C. Elliot, Secretary & Engineer.....		400.00
F. Elgin Bayless, Chief Clerk Land Office .....	\$	350.00
Less Insurance .....	2.95	347.05
M. O. Barco, Clerk-Stenographer .....		175.00
Jentye Dedge, Clerk-Stenographer .....		175.00
H. L. Shearer, Clerk Land Office.....		50.00
J. B. Lee, Guard for Timber Tract ....		20.00
Protective Life Insurance Co., Ralph Newman Agencies .....		2.95
TOTAL .....	\$	1,800.78

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	6-23-43	49
Bay	6-21-43	45
Brevard	7- 5-43	48
Clay	6-26-43	7
Duval	5-20-43	84
Escambia	6-30-43	9
Hernando	7- 2-43	2
Hernando	7- 9-43	4

Holmes	5-31-43	4
Indian River	7-12-43	20
Jackson	7-12-43	23
Lee	3-15-43	49
Lee	5-24-43	39
Levy	7- 5-43	4
Manatee	7- 5-43	25
Marion	7- 5-43	27
Orange	7- 5-43	44
Polk	5-28-43	69
Sarasota	7-12-43	16
Washington	5-12-43	15

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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The Secretary presented request for correction deed in favor of Andover Investment Company, a corporation, original Deed No. 590—Duval County—having incorrectly described the property.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize execution and delivery of Duval County Deed No. 590—Cor., to Andover Investment Company, a Corporation, thereby correcting erroneous description in original deed. Upon vote the motion was adopted.

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Attorney General Watson submitted letter from Judge W. T. Harrison, on behalf of Palmetto Baptist Church, inquiring about property adjoining the Church, title to which is in the State under Chapter 18296.

The Trustees directed that the matter be referred to the Secretary for checking and report.

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Governor Holland presented letter from Bishop Frank A. Juhan, Jacksonville, Florida, making inquiry as to how St. Marks Episcopal Church, Palatka, Florida, could regain title to parcels of Murphy Act land in Putnam County formerly owned by the Church, described as:

East 100 feet of Lot 5, Block 9, Palatka; East 100 feet of North 50 feet of Lot 6, and South 25 feet of Lot 6, Block 9, Palatka. Covered by Certificate

No. 1764 of 1930, and Certificate No. 7222-A of 1933.

Statement was made that when the property was bought by the Church it was used as rental property and placed on the tax rolls; that after a few months the venture proved unsuccessful and one of the houses was converted into the Rectory for the Pastor and the other used as Sunday School rooms; that during the time it was on the tax roll the certificates were issued and the property reverted to the State.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the request be referred to the Attorney General for opinion as to whether or not any Act of the 1943 Legislature gave the Trustees authority to donate Murphy Act property of this character, and if not that further consideration be given as to the most advantageous terms on which the property might be acquired by the Church. Upon vote the motion was adopted.

The Trustees directed that action be deferred on the application from the City of Miami, for conveyance of Murphy Act land in Dade County under Chapter 21929 of 1943, for use in connection with the proposed Public Water Supply System.

The Secretary presented two Putnam County cases involving bids made by C. L. Conway and J. F. Ganas on Murphy Act land, such bids having been held up pending report as to amount of timber on the parcels, and the following information was furnished:

C. L. Conway—Sale January 2, 1943—Report No. 36—  
In Section 16, Township 10 South, Range 27 East,

50 Acres Bid \$75.00—Value of Timber	
\$105.00—Total .....	\$ 180.00
In Section 9, Township 10 South, Range 27 East,	
90 Acres, Bid \$102.50—Value of Timber	
\$128.00—Total .....	230.50
	<hr/>
	\$ 410.50

J. F. Ganas—(Sale March 6, 1943—Report No. 38  
(Sale May 1, 1943—Report No. 40  
In Section 12, Township 12 South, Range 23 East,

60 Acres, Bid \$35.00—Value of Timber	\$40.00
—Total	\$ 75.00
In Section 31, Township 12 South, Range 27 East,	
20 Acres, Bid \$30.00—Value of Timber	\$35.00
—Total	65.00
In Section 1, Township 10 South, Range 23 East,	
110 Acres, Bid \$60.00—Value of Timber	
\$40.00—Total	100.00
	<hr/>
	\$240.00

Upon consideration of the report, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept bid of \$410.50 from C. L. Conway and also bid of \$240.00 from J. F. Ganas, for land and timber as set forth above. Upon vote the motion was adopted and bids accepted.

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Mr. Mayo reported that the Clerk of the Circuit Court of Putnam County had suggested that the Trustees make arrangements with the County Surveyor of that County for making appraisals on timber located on Murphy Act land. No action taken.

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Request was submitted from the Clerk of the Circuit Court of Putnam County that a minimum base bid of \$1.00 an acre be authorized for advertising certain subdivision lots indicated on plats attached to request.

Upon consideration of the recommendation from the Clerk, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize minimum base bid of \$1 per acre net to the Trustees for advertising subdivision lots in the following sections, townships and ranges:

Section 15, Township 11 South, Range 24 East;  
 Sections 20, 25, 29 and 33, Township 8 South,  
 Range 25 East;  
 Sections 2, 4, 6, 9, 11, 13, 15, 16, 28, 33, 34, Town-  
 ship 9 South, Range 25 East;  
 Section 9, Township 11 South, Range 25 East;  
 Section 35, Township 8 South, Range 26 East;  
 Sections 10 and 19, Township 10 South, Range  
 26 East.

Upon vote the motion was adopted and so ordered.

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Request was presented from the Board of Public Instruction of Hillsborough County for conveyance, under authority of Chapter 21929, Acts of 1943, of certain Murphy Act property in Hillsborough County to be used for public purposes. Information was furnished that prior to passage of Chapter 21929 the Trustees' agent in Hillsborough County had received application and deposit of the base bid from a private individual and had the land advertised for sale but before deed was issued application came in from the Board of Public Instruction.

Upon discussion of the subject, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize cancellation of sale dated June 8, 1943, Report No. 74, involving Lot 4, Block J, Spring Hill S/D, in favor of Annie Dason and refund to Annie Dason amount of Clerk's fees and advertising costs, whereupon Lot 4 will be conveyed to the School Board. Upon vote the motion was adopted and so ordered.

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Application was presented from Board of County Commissioners of Hillsborough County requesting conveyance under Chapter 21929 of 1943, of certain Murphy Act land for park, playground and recreational purposes. The Secretary reported that the Florida Forest Service had been asked to check these parcels as to their suitability for parks and the information received was that they would be very desirable for County parks and recreational centers.

After considering the application, motion was made by Mr. Watson, seconded by Mr. Lee, that the Board of County Commissioners of Hillsborough County be requested to furnish the Trustees with a list of lands adjacent to any school building or property which was desired for the purposes set forth, assurance to be given that such parcels would be conveyed to the County. Upon vote the motion was adopted and so ordered.

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The case of Willie Peoples Knight, colored, Hillsborough County, was presented for consideration, involving Murphy Act Certificates Nos. 14063 of 1932 and 5197 of 1934. The Secretary reported that the matter had been disposed of on October 6, 1942, when the Trustees recommended to the Comptroller that the certificates be cancelled on the ground of Widow's Exemption; that letter from Attorneys Mabry, Reaves, Carlton & White of Tampa, Florida, states that

Willie Peoples Knight died recently leaving as heirs her two daughters, but the Abstract Company still shows the property in the State and in order to close out the matter some kind of deed from the Trustees will be necessary.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the matter be referred to the Attorney General for drafting the proper instrument to carry out the intention of the Trustees as shown by action of October 6, 1942. Upon vote the motion was adopted and the Attorney General requested to draw the necessary papers for execution by the Trustees.

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Mr. Elliot presented St. Johns County case, involving bid of Marie S. Thigpen, to which protest was filed by former owner, Mrs. J. B. Hughes, accompanied by Resolution from the Board of County Commissioners of St. Johns County recommending that the certificates, through which title vested in the State, be cancelled on the ground that Mrs. Hughes was entitled to widow's exemption. W. K. Whitfield, attorney of Tallahassee, representing Mrs. Thigpen, filed affidavit from the Clerk of the Circuit Court of St. Johns County which he claims conflicts with the findings of the County Commissioners.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the case be referred to the Attorney General for opinion and report. Upon vote the motion was adopted and so ordered.

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St. Johns County case of Frank E. Hale, bidder, and Charles Anderson, colored, former owner protesting sale, was again submitted for consideration. Information from the Secretary was that the Trustees on November 18, 1942, declined bid of Frank Hale shown on Report No. 25, sale of October 9, 1942; that Mr. Hale has again written asking that the case be reconsidered and he be allowed opportunity to bid.

Upon consideration of the statements made, motion was offered by Mr. Watson, seconded by Mr. Lee, that upon application to the Clerk of the Circuit Court of St. Johns County for the land involved he be directed to advertise the property for bids. Upon vote the motion was adopted and so ordered.

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Supplemental offer of \$50 was presented from Charles M. Williams for the purchase of timber on Sarasota County

land on which he submitted a bid of \$100 as shown on Report No. 32, sale of August 24, 1942.

The supplemental bid being equal to appraisal on the timber, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize issuance of deed in favor of Mr. Williams, consideration being \$150 for land and timber. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented Baker County Bidding Report No. 45, sale of July 14, 1943, listing bids submitted by L. Knabb in the total amount of \$2125 for 4310 acres of Murphy Act land.

The Trustees being of the opinion that the offer was too low, motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline all bids on Report No. 45. Upon vote the motion was adopted and so ordered.

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Application was presented from Florida Inland Navigation District for Right of Way Parcels Nos. 18 and 20, and Spoil Area No. 44, in Sections 46 and 49, Township 2 North, Range 28 East, Nassau County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize Easements in favor of the United States through the following described Murphy Act land in Nassau County, for use in connection with Florida Inland Navigation District :

Cert. No. 750—1927) For Right of Way Par-  
                   752—1927) cels No. 18 and No. 20, a  
                   3832—1933) strip or zone 500 feet  
                   3835—1933) wide in the unsurveyed  
                                   portions of Sections 46  
                                   and 49, Township 2  
                                   North, Range 28 East,  
                                   and for Spoil Area Par-  
                                   cel No. 44, Lots 1, 2, 5, 6,  
                                   7, 8 and 10, Section 49,  
                                   Township 2 North, Range  
                                   28 East.

Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, and duly adopted, that the following salaries, expense ac-

counts and miscellaneous bills amounting to \$1,363.00 be approved and transmitted to the Comptroller with request that warrants be drawn in payment therefor:

The Western Union Telegraph Co.,

Tallahassee .....	\$	3.89
Postal Telegraph-Cable Co.,		
Tallahassee .....		1.56
Burroughs Adding Machine Co.,		
Jacksonville .....		13.60
Capital City Publishing Co.,		
Tallahassee .....		83.50
The H. & W. B. Drew Co., Jacksonville		99.95
George M. Powell, Ass't. Atty. Gen.,		
Tallahassee .....		10.50
Geo. F. Sampson, Clerk .....		275.00
Ernest Hewitt, Bookkeeper .....		200.00
Helen Phillips, Clerk-Stenographer .....		150.00
Mary Evans Voss, Clerk-Stenographer..		125.00
Jno. C. Moore, Clerk .....	150.00	
Less Insurance .....	1.87	148.13
J. R. Roberts, Clerk .....	150.00	
Less Insurance .....	2.92	147.08
M. O. Barco, Clerk-Stenographer .....		25.00
Jentye Dedge, Clerk-Stenographer .....		25.00
F. C. Elliot, Secretary .....		50.00
Aetna Life Insurance Co.,		
Ralph D. Newman Agencies .....		4.79
<b>TOTAL .....</b>		<b>\$1,363.00</b>

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida.

July 27, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. Edwin Larson, Treasurer  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 F. E. Bayless, Land Clerk

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees' Minutes dated June 29, 30, and July 13, 1943, be approved as presented. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 610

Mr. Bayless presented application from F. E. Starnes of Fort Myers, Florida, on behalf of William Hansen, offering \$115.25 for a low marshy area on the Caloosahatchee River, described as,

Lot 5, Section 34, Township 43 South, Range 25 East, containing 23.05 acres in Lee County.

Information was that the parcel is located approximately eight miles East of Fort Myers, in the vicinity of Mr. Hansen's boat works.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$115.25 from Mr. Hansen for the Lot as applied for. Upon vote the motion was adopted and so ordered.

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Application was presented from J. E. Yonge of Miami, Florida, on behalf of Herman Boyd and E. J. Hall, for the purchase of land in Dade County, on the following basis:

\$10 an acre for that part of Section 28, Township 53 South, Range 40 East, lying south of the highway, and \$5 an acre for that part of the Section lying north of the highway.

Upon report from Mr. Bayless that the appraisal on this parcel showed a value of \$50 an acre, motion was made by Mr. Mayo, seconded by Mr. Larson, to decline the offer from Mr. Yonge. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, to decline offer of \$100 from J. W. Sanderson of

Miami, Florida, for seven and one-half acres of State land lying on the west side of Section 34, Township 49 South, Range 39 East, Broward County, as the price was considered too low. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees June 29, 1943, referring to the Attorney General for preparation of the necessary papers cancelling proposed sale in 1926 to W. D. McAdoo, which sale was never consummated, the following Resolution as presented for consideration:

### R E S O L U T I O N

WHEREAS, the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to an offer made by W. D. McAdoo in February, 1926, agreed by Resolution on March 30, 1926 (Minutes, Vol. 16, p. 381) to sell to said W. D. McAdoo 255.22 acres of sovereignty land in Section 36, Township 31 South, Range 15 East; Section 31, Township 31 South, Range 16 East; and in Section 6, Township 32 South, Range 16 East, in Pinellas County, Florida, at a price of \$100.00 per acre or a total price of \$25,522.00, said transaction being known and designated as entry no. 17,670, a more definite description of which said land is hereinafter set forth; and

WHEREAS, the said W. D. McAdoo made a cash payment of \$6,380.50 being one-fourth of the purchase price, but has failed up to this time to execute the notes and mortgage to secure the unpaid balance of purchasing price which were sent to him for his execution thereof, and therefore the deed (No. 17,670) which had been prepared by the Trustees was never delivered to said W. D. McAdoo; and

WHEREAS, the said W. D. McAdoo has never paid any part of the balance of the agreed purchase price of said lands nor any interest whatever on said unpaid balance; and

WHEREAS, said W. D. McAdoo did on April 21, 1937, through his attorney, Frank P. Ingraham, request of the Trustees that they refund to said W. D. McAdoo the aforesaid cash payment of \$6,380.50 (Minutes Vol. 21, p. 45), and upon consideration of said request the Trustees declined to refund said amount so paid on account of said purchase price, but offered to deed to said

W. D. McAdoo one-fourth of the land in full settlement, giving to said W. D. McAdoo the privilege of selecting the particular one-fourth portion of said lands to be deeded to him; and

WHEREAS, the said W. D. McAdoo failed to take advantage of said offer and did under date of March 23, 1938 execute an instrument joined in by his wife, Nina McAdoo, purporting to assign to Frank P. Ingraham, all of their right, title, and interest in and to the lands therein and herein described, which said lands are situate in Pinellas County, Florida, and are more particularly described as follows, to-wit:

Beginning the Northwest corner of Township 32 South, Range 16 East, run South 1,277.40 feet on and along range line to South line of Texas Avenue;

thence North  $56^{\circ}53'$  East, 720 feet, more or less, along South line of Texas Avenue to an intersection with the Government meander line of Boca Ceiga Bay in Section 6, Township 32 South, Range 16 East, as surveyed in A. D. 1875, for point of beginning.

thence North  $56^{\circ}53'$  East, 4,040 feet on and along the projected South line of Texas Avenue to the West side of Government channel;  
thence along the West side of channel as follows:

North  $28^{\circ}30'$  West, 535 feet;

North  $62^{\circ}$  West, 1,540 feet;

North  $67^{\circ}15'$  West, 1,070 feet;

North  $75^{\circ}45'$  West, 2,630 feet;

North  $44^{\circ}45'$  West, 530 feet, more or less, to an intersection with the aforesaid Government meander line in Section 36, Township 31 South, Range 15 East;

thence in a southerly course on and along the aforesaid meander line to point of beginning. Containing 255.22 acres, more or less, all lying and being in Section 36, Township 31 South, Range 15 East; Section 31, Township 31 South, Range 16 East; and Section 6, Township 32 South, Range 16 East, County of Pinellas; and

WHEREAS, said written instrument was filed for record on April 28, 1938, and is recorded in the public records of Pinellas County, Florida in Deed Record No. 799, at page No. 367 thereof; and

WHEREAS, the requests thereafter made to the Trustees by said Frank P. Ingraham to either convey him part of said lands or refund to him the aforesaid cash payment, were declined by the Trustees, they having adopted a policy in the year 1938 with respect to defaulting purchasers of sovereignty lands, to the effect that no concession would be granted in such cases and no portion of the lands would be conveyed to such a purchaser in consideration of a mere part payment on the total purchase price; and

WHEREAS, neither the said W. D. McAdoo, nor the said Frank P. Ingraham own the upland property adjacent to the hereinabove mentioned submerged lands, and the owners of such uplands have requested that final disposition be made of any claim of said Frank P. Ingraham, in that the aforesaid written assignment to him from said W. D. McAdoo and wife, being of record, is hindering and interfering with the sale and development of that area; Now, Therefore

BE IT RESOLVED by the Trustees of the Internal Improvement Fund that the aforesaid proposed sale of 255.22 acres of sovereignty land in Pinellas County, Florida, to said W. D. McAdoo under entry No. 17,670, together with all papers and instruments in any way connected therewith (including the aforesaid recorded assignment from W. D. McAdoo and wife to Frank P. Ingraham) be and they each and all are hereby declared to be cancelled, vacated, annulled, and set aside.

BE IT FURTHER RESOLVED that the Commissioner of Agriculture of the State of Florida do forthwith issue a certificate under the seal of the "Department of Agriculture of the State of Florida" showing the cancellation, vacation and annulment of said proposed sale and of said entry No. 17,670, and of all papers and instruments in any way connected therewith, including the aforesaid assignment from said W. D. McAdoo and Nina McAdoo, his wife, to Frank P. Ingraham, recorded in Deed Record No. 799, at page 367 thereof, of the public records of Pinellas County, Florida, and that said certificate be duly recorded and that it likewise be recorded in the public records of Pinellas County, Florida.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the foregoing resolution be adopted. Upon vote the motion was carried and it was ordered that the terms of the resolution be complied with.

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Mr. Bayless submitted the following offers for land in Hendry County:

1. Offer of \$3 an acre from M. W. Hilliard for the N $\frac{1}{2}$  of Section 9, Township 46 South, Range 32 East—320 acres. Offer made subject to existing grazing lease in favor of Vose Babcock;
2. Offer of \$3 an acre from Wilmuth Y. Hilliard for the E $\frac{1}{2}$  of Section 17, Township 46 South, Range 32 East—320 acres. Offer made subject to existing grazing lease in favor of Vose Babcock;
3. Offer of \$3 an acre from Joe A. Hilliard for the S $\frac{1}{2}$  of Section 21, Township 46 South, Range 32 East—320 acres. Offer made subject to existing grazing lease in favor of Vose Babcock;
4. Offer of \$2.50 an acre from Vose Babcock for the N $\frac{1}{2}$  of Section 27, Township 46 South, Range 32 East—320 acres. Land under lease to Mr. Babcock;
5. Offer of \$3 an acre from V. B. Cattle Company for the E $\frac{1}{2}$  of Section 15, Township 46 South, Range 32 East—320 acres. Offer made subject to existing grazing lease in favor of Vose Babcock;
6. Offer of \$2.50 an acre from A. S. Babcock for the E $\frac{1}{2}$  of Section 33, Township 45 South, Range 32 East—320 acres. Land under lease to Mr. Babcock.

Mr. Bayless reported that appraisals show the value of the parcels the same as offers submitted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise for competitive bidding the six parcels above described based on the offers submitted by applicants. Upon vot the motion was adopted and so ordered.

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Offer of \$40 was presented from J. J. Langdale for land in Columbia County described as,

SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 24, Township 2 North,  
Range 18 East, containing 40 acres.

Information was that the land is located about four miles from Council, Georgia, the timber was cut off about twenty years ago and that appraised value is \$1 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$40 from Mr. Langdale for the land in Columbia County. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented application from N. D. Dicks of Lake City, Florida, offering \$3 an acre for the following described land:

SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25, Township 2 South, Range 16 East, containing 40 acres in Columbia County.

Information was that applicant purchased tax deed on this property August 5, 1940. Agent's appraisal shows value of the land to be \$120 and value of timber \$67.50.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer from Mr. Dick, but make a counter proposal to sell the land and timber at a price of \$200. Upon vote the motion was adopted and so ordered.

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Offer of \$415 was submitted from M. A. Rosin of Arcadia, Florida, on behalf of J. H. Daughtry, for the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11, Township 38 South, Range 22 East, containing 80 acres in Sarasota County.

The offer being equal to appraisal on the land and timber, motion was made by Mr. Mayo, seconded by Mr. Larson, to accept \$415 as offered by Mr. Rosin for the land described. Upon vote the motion was adopted and so ordered.

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Senator J. A. Franklin of Fort Myers, Florida, was present and asked that some action be taken on disposition of lands, title to which vested in the State under Chapter 14717, Acts of 1931,—Everglades Drainage District Act—and in which his clients, Messrs. Hendry and Carlton are interested.

It was stated that the subject had been referred to

the Attorney General for working out some agreement with Mr. Franklin and it was understood that the Governor, Mr. Lee and Mr. Mayo had approved a proposed settlement and thought the matter had been closed out.

It was agreed that the matter be held in abeyance until the Attorney General could be present since the matter had been referred to him. It was so ordered.

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## SUBJECTS UNDER CHAPTER 18296

The Governor reported that W. C. King, Mayor of Zolfo Springs, Hardee County, Florida, had taken up with him the matter of purchase by his town of approximately 137 lots in an unimproved sub-division, except for one paved street running through the section; that Mr. King assured him there was no development in the area; that at one time there had been a few negro shacks but these had all been torn down and the town of Zolfo Springs desired to buy them in and try and get them back on the tax roll.

It was suggested that in other municipalities a minimum base bid of \$1 per parcel had been allowed for advertising in order to clear up boom time subdivisions where no improvements appeared. Whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize advertisement of the lots in Zolfo Springs with a minimum base bid of \$1 per parcel, provided all lots described on list furnished that come under the Murphy Act are purchased, and also with the understanding that there are no improvements on the property other than street paving mentioned. Upon vote the motion was adopted and the Secretary was requested to notify the Clerk of Hardee County of action taken, also furnish him with an outline for shorter description without listing each separate lot.

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Action was taken by the Trustees July 13th, agreeing to have final hearing on July 27th, 1943, in Dade County Murphy Act case, involving sale of April 21, 1943, to Matchette Investment Company of Section 18 and N $\frac{1}{2}$  of Section 20, Township 53 South, Range 40 East. W. J. Dolan, of Miami, Florida, representing Albert Pick, as protesting the sale, and James Messer, Jr., and W. K. Whitfield of Tallahassee, Florida, representing N. R. Field and Matchette Investment Company, were present for the hearing.

Mr. Dolan submitted as exhibits the following:

Certified copy of protest dated May 11, 1943, to sale of April 21, 1943;

Certified copy of application to purchase dated February 16, 1943, from Michael Ryecheck;

Certified copy of application to purchase dated February 20, 1943, from Ellis Giddens;

Letter from County Judge W. F. Blanton, Dade County, stating that no Wills had been filed on Frank and Nellie Matchette;

Statement from Wesley E. Garrison as to the deaths of Franklin J. Matchette and Mrs. Matchette;

Certificate from Land Title Company of Miami, that last deed of record to the land in question was from Franklin J. Matchette and Nellie S. Matchette to Matchette Investment Co.;

Photostat copy of deed from Franklin J. Matchette to Nellie S. Matchette conveying Sections 18 and 20 of 53-39;

Photostat copy of deed from Franklin J. and Nellie S. Matchette to Matchette Investment Company conveying Sections 18 and 20;

Certificate from office of Secretary of State of Florida that there is no corporation of record in this State under the name of Matchette Investment Company.

Mr. Dolan also submitted information with reference to Murphy Act sales in Dade County substantially as follows:

That it had been the practice of the Clerk to group all applications from alleged former owners and at time of sale to state that it would be appreciated if no one bid against such persons; that should anyone attempt to bid there would be some way around receiving that bid and sale would be made to former owner; that this practice had been followed consistently except in one instance where he (Dolan) was bidding for the former owner and was not accorded the courtesy shown other former owners; that the State would have received \$3000 for the land bid in by Matchette Investment Company had he been allowed to bid. Upon being questioned as to whether or not he made a bid, or attempted to make

one, Mr. Dolan stated that he did not because he knew from past experience that there would be no use to try to bid; that applications have been filed since back in May but applicants have been unable to get them up for sale; that no sales have been held in Dade County since that time. Mr. Dolan stated that he was not particularly interested in the land in question, but it was the practice being used in making sales; that he had not ever attempted to bid against a bona fide former owner, but he did not consider Matchette Investment Company in that class as the land had been delinquent for taxes for many years and the Company had made no attempt to redeem it; that they were not the original applicants and that the two principals in the Company—Mr. Matchette and wife—were both dead and he did not consider the Company as representing the former owners.

Mr. Dolan was asked if he had ever attempted to bid on land under the Murphy Act and not been allowed to do so. He replied that one time a parcel of land had been put up for sale five times and when he continued to bid, the Clerk asked him to desist and he knew there was no use to try to bid further; that he thought a definite policy for sales should be adopted in order that the Clerks would know what to do and he felt Mr. Leatherman would like to have a definite policy that could be followed.

The Trustees having requested that affidavit be required of the Clerk as to handling of sale in the Matchette case, Mr. Elliot read affidavit from Mr. Leatherman in which he stated that he did not decline to accept any other bids upon the property, that no other bids were made and the sale was conducted properly according to the rules. Letter from Mr. Leatherman dated July 19th, was also read giving in detail the method he used in making sale of Murphy Act lands and referring to instructions from the Trustees to the Clerks, reiterating that he never prohibited anyone from bidding on any piece of property sold by him.

The Governor stated that if there was a practice in any county to discourage bidding at Murphy Act sales, the Trustees would like to find out about it and have it discontinued as there was nothing in the rules of the Trustees giving preference to anyone; that unless some error had been made, or through misfortune, a person had not been able to take care of his property, the equity of all former owners has been wiped out.

Mr. Messer, on behalf of Mr. Field, re-stated their case as set forth in Minutes of the Trustees dated June 29th and July 13th, and urged that the Trustees stand by former action, declining to allow protest from Mr. Pick, and have sale consummated to Matchette Investment Co., former owners; that Mr. Dolan's method in notifying Mr. Field that if he did not sell the land to his client—Albert Pick—they would protest the sale and have the land readvertised; that Mr. Field did not like being subjected to pressure of that kind and declined to have any further dealings with Mr. Dolan.

Opportunity having been given for all parties to be heard, the Governor stated that he would like to have a more complete history of the tax payments on the land, how many years they had been delinquent and if the former owners evidenced any interest in trying to keep up their taxes on other property in the State; also that he thought Mr. Elliot or Mr. Bayless should make an investigation as to manner in which sales are conducted in Dade County and if deemed necessary, after the investigation, that additional instructions be sent out to all Clerks.

Mr. Dolan asked if affidavits from Messrs. Ryecheck and Giddens as to the manner in which sale was conducted would be of interest to the Trustees. The Governor replied that any information that would strengthen his case would be desirable. Disposition of the case was deferred pending further investigation.

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The Secretary reported that there was available \$40,000 from funds under Chapter 18296 for transfer to the General Revenue Fund, and that warrant was being requested from the Comptroller in favor of the State Treasurer in such amount.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer

For transfer to General Revenue      \$40,000.00

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
August 3, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk  
James H. Millican, Jr., Ass't. Atty. General.

#### SUBJECTS UNDER CHAPTER 610

Mr. Bayless reported that pursuant to action of the Trustees on application of W. Gerry Miller of Fort Lauderdale, Florida, on behalf of Rachel T. Beaty, Roberta S. B. Horton and Ruth R. Stadler, the following Notice was published in the Fort Lauderdale News & Sentinel, in the issues of July 1, 8, 15, 22 and 29, 1943:

#### N O T I C E

Tallahassee, Florida, June 28, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 12 o'clock Noon, August 3, 1943, at Tallahassee, Florida, to consider the sale of the following described submerged and sovereignty land in BROWARD County, Florida:

“Begin at the NE Corner of the S $\frac{1}{2}$  of Government Lot 7 of Section 13, Township 50 South, Range 42 East;

thence, East 346.5 feet to a point in New River Sound half way between the NE Corner of the S $\frac{1}{2}$  of said lot and the NW Corner of the S $\frac{1}{2}$  of Government Lot 6;

thence, South 4° 52 $\frac{1}{2}$ ' West, an estimated distance of 1360 feet to the South boundary of said Section 13, or to the North Right-of-Way Line of the entrance channel to Port Everglades, whichever be the nearer;

thence West along the North Right-of-Way of Port Everglades channel, or the South boundary of Section 13, as determined by the preceding call, to the East boundary of the S $\frac{1}{2}$  of Government Lot 7, or to the SE corner of said Lot as the case may be, as determined by the preceding call, an estimated distance of 349.6 feet;

thence, North 5° East along the East boundary of said Lot 7 to the NE corner of the S $\frac{1}{2}$  of said lot an estimated distance of 1,360 feet from the SE corner of said lot closing upon the point of beginning first above described.  
Containing 10.8 acres, more or less, Broward County."

This Notice is published in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Objections to the sale were presented from R. R. Saunders and S. P. Snyder & Son, Inc., of Fort Lauderdale, for the purpose of determining whether or not the description included areas in front of their property. Request was that the sale be held in abeyance until this question could be settled.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees defer action on sale of Broward County land to clients of Mr. Miller, pending further information from parties making protest. Upon vote the motion was adopted and so ordered.

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Based on application from A. C. Blount of Pensacola, representing Newport Industries, Inc., the Trustees agreed to accept \$50 for ninety-nine hundredths of an acre of sovereignty land located on Bayou Chico, Escambia County, subject to advertisement for objections. Pursuant to such action the following Notice was published in the Pensacola Journal in the issues of July 1, 8, 15, 22 and 29, 1943:

## N O T I C E

Tallahassee, Florida, June 28, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 12 o'clock Noon, August 3, 1943, at Tallahassee, Florida, to consider the sale of the following described submerged and sovereignty land in ESCAMBIA County, Florida:

That portion of Section 38, Township 2 South, Range 30 West, Escambia County, described as follows:

Beginning at a stone at the Northwest corner of said Section on the South line of the Juan Dominguez Grant 2693.25 feet from the Southeast corner of said grant and run thence Southward along the West line of said section 2324.60 feet to a stone in the center line of the Frisco Railroad right-of-way; thence Eastward at an angle of  $83^{\circ} 32' 30''$  from the line last traversed and along said center line of the Frisco Railroad 2003.75 feet to a stone here called "A"; thence Southward at right angle 50 feet to a stone; thence Eastward parallel to the center line of the Frisco Railroad 622.60 feet to the starting point of this description on the shore line of Bayou Chico; thence run North  $84^{\circ} 42' 57''$  East 58.9 feet to a point; thence South  $30^{\circ} 14' 23''$  West 460.7 feet to a point; thence South  $84^{\circ} 42' 57''$  West 79.16 feet to a point on the shore line of Bayou Chico; thence North-eastward along said shore line to the said "starting point" of this description, containing in all ninety-nine one hundredths ( $99/100$ ) of an acre, more or less.

This Notice is published in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

No objections having been presented or filed, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees consummate sale in favor of Newport Industries, Inc. upon payment of \$50 plus cost of advertisement. Upon vote the motion was adopted and so ordered.

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The Trustees on June 8, 1943, agreed to advertise for competitive bidding Glades County land applied for by E. P. Scarborough of Moore Haven, Florida, with an offer of \$5 an acre, and the following Notice was published in the Glades County Democrat in the issues of July 2, 9, 16, 23 and 30, 1943:

### N O T I C E

Tallahassee, Florida, June 28, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, August 3, 1943, at 12 o'clock Noon, for the following described land in GLADES County, Florida:

S1½ of Section 22, Township 39 South, Range 33  
East, containing 326.43 acres, Glades County.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.  
By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Upon announcement that the land described was being offered for sale, the offer of \$5 an acre from Mr. Scarborough was the only bid received. Upon motion of Mr. Mayo, seconded by Mr. Larson and duly adopted, sale of Glades County land was made to E. P. Scarborough at a price of \$5 an acre.

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At the meeting of the Trustees June 1, 1943, authorization was given for advertising certain Palm Beach County land for sale, based on bid of \$5 an acre from L. S. Remsberg on behalf of J. C. Chewning and Herbert S. Johnson. Pursuant to such action the following Notice was published in the Palm Beach Post, West Palm Beach, Florida, in the issues of July 1, 8, 15, 22 and 29, 1943:

## N O T I C E

Tallahassee, Florida, June 28, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, August 3, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

All of Section 15, Township 44 South, Range 40 East, containing 640 acres, more or less, Palm Beach County.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

The offer from Mr. Remsberg being the only bid received for the land, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept \$5 an acre for the land described in the notice and that deeds be executed in favor of J. C. Chewning and Herbert S. Johnson. Upon vote the motion was adopted and so ordered.

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Application was submitted from C. A. Bailey offering \$125 an acre for purchase of land described as,

Tract 27, less Railroad right of way, in Section 31, Township 43 South, Range 37 East, Palm Beach County, containing 17.96 acres.

Mr. Bayless reported that the land was rented at this time for \$10 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer from Mr. Bailey. Upon vote the motion was adopted and so ordered.

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Offer of \$10 an acre was presented from J. E. Ravlin of Miami, Florida, for the following described land:

Part of Hiatus Lots 4 and 5, between Township 45/46 South, Range 37 East, lying East of North

New River Canal, Palm Beach County, containing  
1141 acres.

Motion was offered by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise the land for competitive bidding based on the offer from Mr. Ravlin of \$10 an acre. Upon vote the motion was adopted and advertisement ordered.

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Offer of \$10 an acre was presented from J. H. White of Miami, Florida, for the following described land in Palm Beach County

Sections 5, 9 and 15, Township 46 South, Range  
37 East, lying West of State Road No. 26.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the land be advertised for competitive bidding based on the offer of \$10 an acre from Mr. White. Upon vote the motion was adopted and so ordered.

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Letter was presented from J. W. Ranier, representing Waterman Steamship Corporation of Mobile, Alabama, making application for six months or one year contract covering removal of shell from Tampa Bay area with the proviso that if satisfactory deposits are found they will desire a long term contract on a royalty basis.

Upon consideration of the proposal, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to give a lease on a flat monthly basis as requested by Mr. Ranier but agree to allow a six months survey period for exploration work and option of lease upon terms of fifteen (15) cents per cubic yard for all shell removed, with minimum monthly royalty payment of \$25.00, should survey disclose sufficient deposits. Upon vote the motion was adopted and so ordered.

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Proposal was submitted from Nocatee Crate Company for exchange with the Trustees of

Sections 18 and 20, Township 46 South, Range 38  
East, owned by the Company  
for

Sections 29 and 33, Township 46 South, Range 38  
East, owned by the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the exchange requested by Nocatee Crate Company upon satisfactory evidence being furnished that the title to lands to be conveyed to the State is clear of all liens. Upon vote the motion was adopted and so ordered.

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Offer of \$15 an acre was presented from Nocatee Crate Company for the following described land in Palm Beach County:

That part of Section 31, Township 46 South, Range 38 East, lying East of North New River Canal, containing approximately 340 acres.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$15 an acre from Nocatee Crate Company for the land applied for. Upon vote the motion was adopted and so ordered.

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Proposal was submitted from T. W. Conely, Jr., of Okeechobee, Florida, on behalf of Mrs. B. R. Jerrel, widow, for partial release of Mortgage No. 17199, involving Eagle Bay land in Township 38 South, Range 34 East, Okeechobee County, containing about 16 acres. Mr. Conely offered \$25 for partial release.

Mr. Bayless informed the Board that the policy of the Trustees recently had been to allow releases at the rate of \$10 an acre on Eagle Bay property and recommended that the same rule be followed in the case presented.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to make release requested by Mr. Conely upon payment of \$25 but notify him that upon payment of \$10 an acre the property applied for could be released from the Mortgage. Upon vote the motion was adopted and so ordered.

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Offer of \$7.50 and acre was presented from J. Mark Wilcox, on behalf of clients, for the purchase of the following land in Palm Beach County:

Tracts 1 to 10, both inclusive;

Tracts 12, 13; 22 to 38, both inclusive; 41, 42, 49, 50, 53, 54, 55, 56; 61 to 92, both inclusive; 105, 106, 107, 111; 113 to 118, both inclusive; Section 12, containing 336 acres;

All Section 14, containing 640 acres;  
 Tracts 1 to 8, both inclusive; 14 to 42,  
 both inclusive; 45 to 72, both inclusive;  
 75, 76, 77; 81 to 86, both inclusive; 89  
 to 100, both inclusive; 106, 107, 108, 109;  
 113 to 128 both inclusive; Section 22, con-  
 taining 518 acres;

All in Township 45 South, Range 35 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise for competitive bidding the lands applied for by Mr. Wilcox, based on a bid of \$7.50 an acre. Upon vote the motion was adopted and so ordered.

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Mr. F. F. Ravlin came before the Board with reference to a parcel of Monroe County land which he applied to purchase July 21, 1943, and requested that the land be sold without advertisement if possible. Upon being informed that the law required advertisement of the land before sale could be consummated, Mr. Ravlin requested that advertisement be started as soon as possible. Advertisement was ordered published.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$20 an acre from J. W. Sanderson for Broward County land on the West side of Highway No. 26 in Section 24, Township 49 South, Range 39 East. Upon vote the motion was adopted.

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The Trustees referred to the Attorney General memorandum of telephone conversation with Mr. George White, City Clerk for Tallahassee, with reference to collection of rentals from and repairs to property recently purchased by the Trustees. Report from the Attorney General was presented in which he recommends as follows:

That the Trustees not give the City blanket authority to make expenditures for repairs, maintenance and upkeep from the rentals, but to approve expenditures only after the City has furnished to the Board a description of the repairs and maintenance requirements and the estimated cost of same in each instance as it becomes necessary.

Also, in reference to collection of rentals, the Attorney General reported that the contract with the City provides for collection of such rentals by the City, but if separate letter giving this authority is desired, there would be no objection to that procedure.

Upon consideration of the report from the Attorney General, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the City of Tallahassee to make repairs to any of the property referred to in an amount not exceeding \$100 on each piece of property, and any requirements in excess of that amount to be submitted to the Trustees for approval. Upon vote the motion was adopted and so ordered.

Mr. W. T. Wallis of West Palm Beach, Florida, submitted verbal proposal for survey of certain areas in the Everglades Section on which surveys have never been made. Sales have been made but purchasers have not been able to definitely locate their lands because exterior boundaries cannot be identified. Suggestion was made that the survey be made on a cooperative basis, the Trustees and the land owners standing the cost proportionately. It was estimated that the actual cost per mile for the survey would be approximately \$20 per mile. Mr. Wallis stated that because of the interests he represents in that section he would be willing to undertake having the survey made in the event the Trustees were unable to secure the services of another engineer at this time; that he would enter into contract at some figure to be worked out that would allow a profit and protect him when he would be unable to work but would still have to keep his survey party together; that his estimate would be \$30 to \$35 per mile which would make the total cost to the Trustees approximately ten to fifteen thousand dollars; that there was an immediate necessity for the survey so that owners might put in canals and drainage in order to improve their lands.

Mr. Elliot informed the Trustees that some years ago approximately one million acres of land in the Everglades were surveyed; that a plan of survey was adopted at that time and had been followed in all cases where surveys were made by the Trustees.

Governor Holland suggested that Mr. Elliot submit a written report on this question with recommendations as to proposal for survey. It was so ordered by the Trustees.

Mr. W. T. Wallis informed the Trustees that his client

some years ago purchased from the State approximately thirty thousand acres of land, and in order to consolidate their holding he desired to effect exchanges with the Trustees in order to block up ownership of both parties; that he would like to have expressed authority from the board to work up with Mr. Elliot and Mr. Bayless a plan of exchange to be submitted at a later date.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. Elliot and Mr. Bayless be authorized to work out a proposed plan of exchange with Mr. Wallis for presentation to the Board. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented applications to purchase lots in Palm Beach County, title to which came to the Trustees through foreclosure under Chapter 14572, Acts of 1929, together with resolutions adopted by the Board of County Commissioners recommending acceptance of the bids made. Information was that the applicants were all former owners of the land; that the State would receive the full amount for taxes and the Trustees would receive the usual fee charged in these sales plus \$5 for Quit Claim of reservations.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the following bids for land under Chapter 14572, which bids include \$5 each for release of statutory reservations:

Ira Jones—Bid of \$57.82 for Lots 1 to 12, Incl., Block 38, First Addition to Acrehome Park Addition to Kelsey City;

Sam Wyatt—Bid of \$74.73 for Lots 7 to 9 Incl., Block 3, First Addition to Acrehome Park Addition to Kelsey City;

Lillie Keels—Bid of \$29.62 for Lot 109, Acrehome Park, Kelsey City;

C. E. Bolden—Bid of \$38.96 for Lots 3 and 4, Block 10, First Addition to Acrehome Park Addition to Kelsey City.

Upon vote the motion was adopted and the offers accepted.

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## SUBJECTS UNDERS CHAPTER 18296

A delegation from Everglades Drainage District composed of Mark R. Tenant, Chairman Board of Commissioners of Everglades Drainage District, J. E. Beardsley, General Manager, and Alfred E. Sapp, Attorney, met with the Trustees. Also, W. T. Wallis of West Palm Beach, was present.

The purpose of the meeting was to consider a proposal from the District for disposing of Murphy Act lands in Everglades Drainage District which were delinquent for Everglades taxes. Mr. Beardsley informed the Trustees that by virtue of expiration of redemption period for Everglades taxes, the drainage district had an equity in a considerable portion of land which came to the State under Chapter 18296, and there was question as to who actually had title to the lands—the District or the State, or both. Mr. Millican stated that the opinion of the Attorney General was that title to these lands vested in the State of Florida, and the Trustees held that the lien of the District did not shut out the State's title.

It was suggested that since the greater portion of the Murphy Act land, and also some of the Internal Improvement Fund land, in Everglades Drainage District was not suitable for agricultural purposes, it would be desirable to create a water holding and soil conservation area; also that a plan be worked out for joint sale of agricultural land, title to which is in the State under Chapter 18296 and also in the District under the 1941 Everglades Act. Method of sale was discussed with special reference to base bids and division of funds. The question of Everglades Drainage District taxes was considered, should the land be placed in a soil conservation project, as well as the lien for State and County taxes should the District decide to acquire title from the State.

The Governor suggested that it might be advantageous to go ahead with the soil conservation program and at the next session of the legislature secure passage of an act eliminating these lands from any zone and creating them into a Soil Conservation District.

The Trustees were favorable to trying out the plan outlined by the Governor and maps were displayed showing tentative boundaries for the conservation area. The Trustees requested the District to furnish a map showing the area to be included.

Mr. Beardsley inquired if it would be harmful to hold up sales of Murphy Act lands and State lands in the proposed conservation area for a few months, allowing time for working out definite boundaries and other problems incident to the program. The Trustees were of the opinion that there would be no objection. Whereupon motion was made by Mr. Larson, seconded by Mr. Mayo, that pending the working out of the Soil Conservation program the Trustees withhold from sale until January 1, 1944, all land owned by the State under Chapter 18296, Acts of 1937, and all lands of the Internal Improvement Fund, located in Everglades Drainage District, within the following boundaries:

1. Broward County line as the North boundary;  
North New River Canal as the West and South boundary;

Range line between Ranges 40 and 41 as the East boundary;

2. Line between Townships 44 and 45 as the North boundary;

Amended  
by action  
6-20-44

Range line between Ranges 39 and 40 as the West boundary;

Hillsborough Canal as the South boundary, and the Range Line Canal as the East boundary.

Upon vote the motion was adopted and so ordered.

In reference to the suggested sale, Mr. Beardsley stated that under the 1941 Everglades Act the District was required to advertise lands for sale in approximately the same manner followed by the Trustees in the sale of Murphy Act land, and for arriving at a base bid the District had agreed on a minimum bid of five times the annual zone rate applicable to any parcel.

Consideration was given to joint advertisement and sale of the lands under Chapter 18296 and under the 1941 Everglades Act; also the base bid to be required by the two agencies and division of proceeds from sales in excess of the base bid. Tentative agreement having been reached on these points, motion was made by Mr. Larson, seconded by Mr. Mayo, that the plan of joint sales be tried out until January 1, 1944, the land to be advertised jointly by the Trustees and the Everglades Drainage District; that the base bid for the Trustees be

twice the annual zone tax rate fixed by the District and the base bid for the District five times the annual zone tax rate; that the two sales be conducted jointly by the Clerks of the Circuit Courts in substantially the same manner as sales are now held under the Murphy Act; that any amount over the minimum bid be divided equally between the Trustees and the District. Upon vote the motion was adopted and so ordered.

Mr. Beardsley stated that speaking for himself and Mr. Tenant, the plans as outlined and approved by the Trustees were satisfactory but it would be necessary to secure approval of the entire Board. The Trustees agreed that the action heretofore taken be conditioned upon approval of Board of Commissioners of Everglades Drainage District.

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Mr. Sapp informed the Governor of the progress being made in prosecution of Everglades Bond case and stated that it was hoped to have the case in shape to submit to the Judge by September 1st.

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Mr. Larson presented letter from Mr. Carl T. Hoffman, Attorney of Miami, Florida, having reference to Dade County Murphy Act sale to Matchette Investment Company, and subsequent protest by Albert Pick.

The Trustees having withheld final action in the case pending receipt of additional information, the letter was ordered filed with the case for consideration at a later date.

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Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	7-14-43	27
Bay	7- 5-43	17
Citrus	7- 2-43	21
Dade	5-19-43	107
Dade	6- 2-43	189
DeSoto	7-19-43	6
DeSoto	7-19-43	4

Dixie	6-28-43	1
Hardee	3- 8-43	1
Hardee	7- 5-43	14
Hernando	7- 2-43	21
Hernando	7-16-43	3
Hernando	7-26-43	13
Hillsborough	7- 6-43	181
Highlands	6- 7-43	1
Lake	6-14-43	100
Lafayette	7- 9-43	2
Leon	6- 7-43	6
Leon	7- 5-43	4
Madison	7- 5-43	3
Martin	6-14-43	9
Martin	7- 7-43	6
Monroe	7-15-43	103
Nassau	7-19-43	2
Okeechobee	7-22-43	1
Osceola	7- 5-43	15
Palm Beach	1- 8-43	1
Palm Beach	5- 7-43	68
Pasco	7- 5-43	23
Putnam	1- 2-43	2
Putnam	3- 6-43	6
Putnam	5- 1-43	5
Putnam	7- 3-43	32
Putnam	7- 3-43	1
St. Johns	6- 9-43	28
Sumter	7-26-43	22
Suwannee	7- 5-43	18
Volusia	6-22-43	1
Volusia	7- 5-43	63
Wakulla	6-28-43	2
Wakulla	7-23-43	3
Walton	7-19-43	3
Washington	7- 5-43	9
Washington	7-14-43	7

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Mr. Elliott presented bid of \$294.00 from H. H. Bohler for painting walls, ceiling and floors of the Secretary's

office, and recommended that the work be done.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Elliot be authorized to have his offices painted in line with bid submitted by Mr. Bohler. Upon vote the motion was adopted and so ordered.

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Mr. Elliot submitted the following report of Special Case Committee, held over from meeting of the Trustees July 27th, covering Cases 194 to 210, both inclusive, with recommendation that the report be approved as the action of the Trustees.

July 20, 1943.

Trustees Internal Improvement Fund,  
CAPITOL.

Re: Murphy Sales in Special Cases Held up  
Because of Insufficient Bids.

Gentlemen:

Your Committee undersigned, having examined the list of properties submitted to it by the Secretary—Engineer of your board, representing Murphy land sales for prices considered insufficient, does hereby recommend the sale of said lands for the minimum base bid shown upon sheets numbering from 194 to 210, dealing separately on each sheet with each separate tract, the said sheets being made to accompany this report and enclosed herewith.

We also are filing a master sheet of these separate tracts, numbering from 194 to 210, and each item on the master sheet having its corresponding listing on one of the separate sheets first above referred to herein.

As stated, we recommend the authorization by the Trustees of the sale of the lands involved by separate tracts, for the minimum base bid shown on each sheet under the line of "Committee Recommends."

Respectfully yours,  
NATHAN MAYO,  
Commissioner of Agriculture.  
J. EDWIN LARSON,  
Treasurer.  
J. TOM WATSON,  
Attorney General.

NM/mev

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve report of the Special Case Committee covered by Items No. 194 to 210, both inclusive, and adopt it as the action of the Trustees. Upon vote the motion was adopted and so ordered.

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Request was submitted from Seminole County for allowance of protest filed after the twenty-one day period by Isaac Avant, former owner by virtue of contract under which he was purchasing the land. Notice was sent to former owner but not delivered.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees allow protest filed by Isaac Avant, owing to the circumstances related, and that the Clerk be instructed to re-advertise the land for sale upon deposit of the required amount. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that there be referred to the Attorney General for an opinion the application from the City of Miami for conveyance by the Trustees of approximately three sections of Murphy Act land in Dade County, pursuant to authority of Chapter 21929, Acts of 1943, the land to be used as a source of public water supply. Upon vote the motion was adopted and the application ordered referred to the Attorney General.

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Letter was presented from Judge W. T. Harrison of Manatee County, requesting to know what the Trustees' attitude would be in reference to acquisition by Palmetto Baptist Church of a small lot adjoining the Church property. Information was that the line of the lot owned by the State was only six feet from the parsonage building and further that the City had agreed to relinquish all claim should the Church take title.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the Clerk to accept \$50 as a base bid for the Lot applied for by the Palmetto Baptist Church. Upon vote the motion was adopted and so ordered.

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Application was presented from the United States for

Trespass Right Agreement on certain Murphy Act land in Sumter County, the area being desired for troop training and temporary operations of the Army Air Forces School of Applied Tactics.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of Trespass Right Agreement in favor of the United States covering the following described land:

W $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ ; E $\frac{1}{2}$  of W $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ; W $\frac{1}{2}$  of E $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 1, Township 19 South, Range 23 East, Sumter County.

Upon vote the motion was adopted and so ordered.

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Request was submitted from the United States for lease covering an area in St. Lucie County, desired for parking and open storage in connection with Fort Pierce Military Operation.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize lease in favor of the United States involving land described as:

East 40.8 feet of West 195.8 feet of Lot 1, Block K, (Aaron Lee's Map), Township 35 South, Range 40 East, St. Lucie County.

the parcel to be used in connection with Fort Pierce Military Operation. Upon vote the motion was adopted and lease authorized.

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Request was presented from L. Knabb that the Trustees reconsider action taken July 21st, declining all bids made by him at sale July 14, Baker County Report No. 45. Information was furnished that the land is boggy Bay and Titi with scattered gum and small cypress and very few pine trees in the swamp; land very wet and waist deep in water part of the year. Assessed on the tax roll for years with a value of \$2 an acre but no taxes have ever been paid.

Upon consideration of additional information, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept bids of Mr. Knabb as shown on Report No. 45 covering land in Sections 5, 6, 9, 16, 17, 20, 22, 28 and 29, Township 1 North, Range 19 East, Baker

County, and that deed be executed upon payment of the amounts due. Upon vote the motion was adopted and so ordered.

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Alachua County case was presented for further consideration with statement that part of Block 11, Brown's Addition to Gainesville, was advertised and sold to Mrs. M. C. Howard; that former owner Mrs. Sue D. Hickson protested and the parcel was advertised and sold the third time, with Mrs. M. C. Howard being high bidder at last sale with offer of \$189.00; that Mrs. Hickson, through her attorneys, Baxter & Clayton, submitted an offer of \$205 to the Trustees and asked that deed be executed in her favor.

On the basis of the information furnished, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline bid of Mrs. Howard and accept offer of \$205 from Mrs. Sue D. Hickson, as former owner, for the following parcel of land in Alachua County:

West 74 feet of East 216 feet of North 140 feet  
of Block 11 Brown's Addition to Gainesville.

Upon vote the motion was adopted and it was so ordered.

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The Secretary presented Hardee County case, involving the following described land:

Lots 6 and 7, Block D, Melrose Place, originally sold November 2, 1942—Report No. 28—highest bidder, Horace Gough—protested by Snell Norris as former owner. On proper showing of disability on part of Mr. Norris the Trustees took the position that the certificates covering the land in question did not vest title in the State under Chapter 18296 and recommended to the Comptroller that such certificates be cancelled. Later, information was furnished questioning the disability claim and the matter was again presented to the Trustees with the result that former action was rescinded and the parties given twenty days within which to reach an agreement as to disposition of the land or upon failure to do so, the lots to be readvertised. Letter from Mr. Gough's attorney now offers \$275 for the lots and asks that deed be made to him based on that offer.

Motion was made by Mr. Mayo, seconded by Mr. Lar-

son, that the land be readvertised with base bid of \$275.  
Upon vote the motion was adopted and so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
August 25, 1943.

The Trustees of the Internal Improvement Fund met  
this date in the office of the Governor at the Capitol.

Present:

J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture.

#### SUBJECTS UNDER CHAPTER 610

List of salaries under Chapter 610 for the month of  
August, 1943, having been presented, motion was made by  
Mr. Mayo, seconded by Mr. Larson and duly adopted, that  
the following salaries be approved and that the Comp-  
troller be requested to issue warrants in payment thereof:

F. C. Elliot, Secretary and Engineer ...	\$	400.00
F. Elgin Bayless, Chief Clerk Land		
Office .....	350.00	347.05
Less Insurance .....	2.95	
M. O. Barco, Clerk-Stenographer .....		175.00
Jentye Dedge, Clerk-Stenographer .....		175.00
H. L. Shearer, Clerk Land Office .....		50.00
J. B. Lee, Guard Timber Tract .....		20.00
Protective Life Insurance, Newman Agencies, Tallahassee, Florida .....		2.95
TOTAL .....	\$	1,170.00

Financial Statements for the month of July are as fol-  
lows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610  
FINANCIAL STATEMENT FOR THE MONTH  
OF JULY, 1943

Land Sales .....	\$ 15,717.26
Land Sales—Chapter 14717—Palm Beach County .....	733.76
Farmland Leases .....	180.00
Timber Leases .....	1,107.31
Grazing Leases .....	705.97
Sand & Shell Leases .....	329.71
Fishing Campsites .....	75.00
Quit Claim to Oil & Mineral Rights .....	7.50
Reimbursement for Tax Payment .....	418.68
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Total receipts for July, 1943.....	\$ 19,275.19
Balance as of July 1, 1943 .....	\$164,275.39
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TOTAL .....	\$183,550.58
Less Disbursements for July, 1943 .....	1,863.13
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BALANCE AS OF JULY 31, 1943.....	\$181,687.45

DISBURSEMENTS FOR THE MONTH OF JULY, 1943

Date 1943	Warrant No.	Payee	Amount
July 15,	153	F. Elgin Bayless .....	\$ 62.35
19,	845	Heinrich Rohde .....	100.00
20,	1675	Southeastern Telephone Co....	6.30
	1676	C. A. Thomas .....	187.50
	1677	The Hendry County News .....	8.67
	1678	The Key West Citizen .....	12.75
	1679	Mickler & Mickler .....	142.36
	1680	J. M. Couse .....	25.00
	1681	W. B. Granger .....	18.95
	1682	George M. Powell, A. A. G....	15.00
	1683	James H. Millican, Jr., A. A. G. ....	42.60
	1684	Fred M. Burns, A. A. G. ....	71.65
31,	4147	F. C. Elliot .....	328.80
	4148	F. Elgin Bayless .....	294.25
	4149	M. O. Barco .....	151.80
	4150	Jentye Dedge .....	151.80
	4151	H. L. Shearer .....	50.00
	4152	J. B. Lee .....	20.00

4153	Protective Life Ins. Co.—	
	Ralph Newman Agencies.....	2.95
	Withholding Tax Entered—	
	Warrant not issued .....	170.40

Total Disbursements for July, 1943 .....\$ 1,863.13

11116 For \$142.80, issued to pay  
Victory Tax for April, May  
and June, 1943—previously  
entered.

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH  
OF JULY, 1943

July 1, 1943—Balance .....	\$ 5,827.50
Receipts for month .....	None
Disbursements for month .....	None
July 31, 1943—Balance .....	\$ 5,827.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296  
FINANCIAL STATEMENT FOR THE MONTH  
OF JULY, 1943

Balance as of July 1, 1943 .....	\$ 15,818.24
Land Sales for the month .....	68,841.64
<b>TOTAL</b> .....	<b>84,659.88</b>
Less Disbursements for the month .....	41,363.00
<b>BALANCE AS OF JULY 31, 1943</b> .....	<b>\$ 43,296.88</b>

DISBURSEMENTS FOR THE MONTH OF JULY, 1943

Date 1943	Warrant No.	Payee	Amount
July 20,	1685	Western Union Telegraph Co.	\$ 3.89
	1686	Postal Telegraph-Cable Co....	1.56
	1687	Burroughs Adding Machine Co. ....	13.60
	1688	Capital City Publishing Co....	83.50
	1689	The H. & W. B. Drew Co. ....	99.95
	1690	Geo. M. Powell, A. A. G. ....	10.50
29,	2507	J. Edwin Larson, S. T. ....	40,000.00

31,	4178	Geo. F. Sampson .....	243.80
	4179	Ernest Hewitt .....	182.00
	4180	Helen Phillips .....	130.40
	4181	Mary Evans Voss .....	109.40
	4182	John C. Moore .....	144.13
	4183	M. O. Barco .....	25.00
	4184	Jentye Dedge .....	25.00
	4185	F. C. Elliot .....	50.00
	4186	Aetna Life Ins. Co.—Ralph D. Newman Agencies .....	1.87
	9542	Aetna Life Ins. Co.—Ralph D. Newman Agencies .....	2.92
	9541	J. R. Roberts .....	144.18
		Withholding Tax Entered— Warrant not issued .....	91.30

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Total Disbursements for July, 1943 .....\$ 41,363.00

11117 for \$96.30 issued to pay Vic-  
tory Tax for April, May and  
June, 1943—previously en-  
tered.

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#### SUBJECTS UNDER CHAPTER 18296

Request was submitted for release of a portion of State Road right of way in Highlands County Deed No. 55 dated December 19, 1940, in favor of City of Avon Park. Information was furnished that the land has since been deeded to Avon Hills, Incorporated, and it is desired that quit claim deed be executed in favor of the present owner.

The State Road Department having approved release of right of way requested, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute Highlands County Quit Claim Deed No. 55 in favor of Avon Hills, Incorporated, releasing the following described parcels from Right of Way reservation:

All that portion of Lots 11 and 12, Block B, Morningside Subdivision heretofore reserved in and by the above mentioned deed.

Upon vote the motion was adopted and deed ordered executed.

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List of salaries under Chapter 18296 for the month of August 1943, having been presented, motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted,

that the following salaries be approved and that the Comptroller be requested to issue warrants in payment thereof:

Geo. F. Sampson, Clerk .....	\$ 275.00
Ernest Hewitt, Bookkeeper .....	200.00
Helen Phillips, Clerk- Stenographer ...	150.00
Mary Evans Voss, Clerk-Stenographer ..	125.00
Jno. C. Moore, Clerk .....	75.00
J. R. Roberts, Clerk .....	150.00
Less Insurance .....	2.92
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M. O. Barco, Clerk-Stenographer .....	25.00
Jentye Dedge Clerk-Stenographer .....	25.00
F. C. Elliot, Secretary .....	50.00
Aetna Life Insurance Co., .....	
Ralph Newman Agencies .....	2.92
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T O T A L .....	\$ 1,075.00

Upon motion duly adopted the Trustees adjourned.

J. M. LEE,

Comptroller—Acting Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,

September 2, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

J. M. Lee, Comptroller

J. Tom Watson, Attorney General

Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk

Minutes of the Trustees dated July 29, 21 and 27, 1943, were presented for approval.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Minutes of the Trustees as presented

be approved. Upon vote the motion was adopted and so ordered.

### SUBJECTS UNDER CHAPTER 610

Mr. Gray, Secretary of State, and Mr. English, Superintendent of Public Instruction, members of the State Board of Education, were present and it was agreed that a joint meeting be held for considering sale of Lee County land on Sanibel Island, advertised for bids to be received August 31, 1943.

The following Notice was published in the Fort Myers Press in the issues of July 26, August 2, 9, 16 and 23, 1943:

### N O T I C E

Tallahassee, Florida, July 22, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12 o'clock Noon, August 31, 1943, for lands in LEE County, Florida, described as follows:

Lots 1 and 4, Section 8,  
 Lots 1 and 3, Section 9,  
 Lot 2 and all Lots 4, 5, 6 and 7, Section 13,  
 Lots 1, 2 and 3, Section 14,  
 Lots 2, 3, 4, 5 and 6, Section 15,  
 All Fractional Section 16,  
 Lots 1, 2, 3, 4 and 5, Section 17,  
 Lot 2, Section 18,  
 Lots 1 and 2, Section 20,  
 NE $\frac{1}{4}$ , Lots 1, 2, 3, 4, 5 and 7, Section 21,  
 Lots 1, 2, 3, 4, 5, 6 and 7, Section 22,  
 NE $\frac{1}{4}$  of SE $\frac{1}{4}$  and Lots 1 and 2, Section 23,  
 NE $\frac{1}{4}$ , S $\frac{1}{2}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of SW $\frac{1}{4}$  and all Lot 1,  
 Section 24, Township 46 South, Range 22 East,  
 containing 2,296.26 acres, more or less, Lee  
 County.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees and the Board reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund and the State Board of Education.

SPESSARD L. HOLLAND,  
Governor

ATTEST: F. C. Elliot, Secretary, Trustees  
Colin English, Secretary, State Board of Education

Mr. Bayless reported that a quorum of neither Board was present on the day specified but since parties interested in bidding were present he had gone to the Board room and announced that bids on the land would be received and held pending action by the joint Boards when a quorum could be present; that Mr. Charles Ausley, Attorney of Tallahassee, representing Mr. F. M. Hendry of Rattlesnake, Florida, was present and offered \$1.75 an acre for the 2,296.26 acres, but no other bidder was present for competitive bidding; that he had received the following bids by letter:

U. S. Fish & Wildlife Service—\$1.50 an acre for entire acreage;

R. L. Newman—\$1.60 an acre for 310.08 acres;

C. B. Chadwick—\$1.60 an acre for 1900 acres.

Mr. R. L. Newman informed the Board that he was in the Capitol on Tuesday, August 31st, for the purpose of bidding for the Sanibel Island land for himself and on behalf of Mr. Chadwick, but learning that there would not be a meeting of the Boards and not being advised as to the receiving of bids by the Land Clerk he was not present to compete in the bidding. He requested that the sale be reopened in order that he might bid for himself and Mr. Chadwick.

It was agreed that the sale be reopened for bidding and that all parties interested be notified. Mr. Ausley having been contacted, as representative of Mr. Hendry, asked that action be deferred till afternoon allowing him time to get in touch with his client by telephone and get further instructions.

Motion was made by Mr. Gray, seconded by Mr. Mayo, that the Trustees and the State Board of Education defer action on Lee County sale till 3:30 P. M. Upon vote the motion was adopted and so ordered.

THREE-THIRTY O'CLOCK P. M.

The Trustees of the Internal Improvement Fund and

the State Board of Education met in joint session pursuant to recessed meeting of the morning, and it was announced that the Boards were ready to take action on Lee County land described in the foregoing Notice.

Motion was made by Mr. Mayo, seconded by Mr. Gray, that the land on Sanibel Island be offered for sale. Upon vote the motion was adopted.

Mr. Charles Ausley, representing F. M. Hendry, and Mr. R. L. Newman, representing himself and C. B. Chadwick, entered into competitive bidding, resulting in final bid by Mr. Ausley of \$2.75 an acre for the entire tract and from Mr. Newman, for himself, a bid of \$3 an acre for 310.08 acres. Bidding on behalf of Mr. Chadwick terminated with an offer of \$1.60 an acre.

Discussion was had as to the possibility of an agreement being worked out between the two highest bidders, allowing Mr. Newman to receive 310.08 acres applied for and Mr. Hendry to receive the remainder of the acreage.

Motion was made by Mr. Gray on behalf of the State Board of Education, that all bids be held in abeyance pending working out of a division of the property between the two bidders. Motion seconded by Mr. Watson and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the same action taken by the State Board of Education apply as the action of the Trustees. Upon vote the motion was adopted and so ordered, and Messrs. Ausley, Hendry and Newman were requested to go into the matter in line with suggested division of the acreage and report back to the joint Boards at the next meeting.

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Mr. Bayless reported that pursuant to action of the Trustees June 29th, based upon application from H. G. Boynton of Canal Point, Florida, the following Notice was published in the Palm Beach Post, West Palm Beach, Florida, in the issues of July 16, 23, 30, August 6 and 13, 1943:

#### N O T I C E

Tallahassee, Florida, July 13, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will

offer for sale and receive competitive bids at Tallahassee, Florida, August 17, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

All Section 3, Township 43 South, Range 38 East, containing 640 acres, more or less, Palm Beach County.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.

A quorum of the Trustees not being available on date advertised for receiving bids, the Land Clerk was present at the Board room and announced that bids would be received and held for action at the next meeting; that the only bid received was from H. G. Boynton—\$12.50 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the offer of \$12.50 an acre from H. G. Boynton be accepted by the Trustees for the land in Palm Beach County described in above notice. Upon vote the motion was adopted and the land declared sold to Mr. Boynton.

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The Trustees at the meeting held July 13th, 1943, agreed to advertise for objections a parcel in the Ochlockonee River applied for by B. W. Becton with an offer of \$150.00. The following Notice was published in the Apalachicola Times, Apalachicola, Florida, in the issues of July 23, 30, and August 6, 13, 20, 1943:

#### N O T I C E

Tallahassee, Florida, July 20, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will hold a meeting at 12 o'clock Noon, August 24, 1943, at Tallahassee, Florida, to consider the **sale of** the following de-

scribed submerged and sovereignty land in FRANKLIN County, Florida:

“An island of approximately three acres located in the mouth of the Ochlockonee Bay at a point approximately 1,000 yards in a northerly direction off Bald Point and approximately 2,000 yards in a southeasterly direction off Ochlockonee Point.”

Exact description will be furnished with deed. This Notice is published in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Mr. Bayless presented letter from West Coast Dredging Company, protesting sale of the parcel applied for by Mr. Beeton on the ground that a portion of the area was covered by lease in their favor from the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that action be deferred on Franklin County sale pending further information on protest filed. Upon vote the motion was adopted and so ordered.

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Letter was presented from T. W. Conely, Jr., Okeechobee, Florida, on behalf of client, Mrs. B. R. Jerrell, requesting partial release of Mortgage No. 17199 involving approximately 16 acres in Eagle Bay area, Township 38 South, Range 34 East, Okeechobee County, offering \$10 an acre for such release.

Upon information from the Land Clerk that other releases had been granted upon the same basis proposed by Mrs. Jerrell, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize release of the land requested from Mortgage No. 17199 upon payment of \$10 an acre. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that action be deferred on application from Rivers H. Bu-

ford and F. F. Ravlin for exploration contracts and options to lease State land. Upon vote the motion was adopted and so ordered.

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Consideration was given to application from Murray W. Overstreet, Kissimmee, Florida, on behalf of R. D. Lyons, offering \$4.50 an acre for marginal land in Section 27, Township 41 South, Range 32 East, Glades County.

The offer being in line with other sales in that vicinity, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$4.50 an acre for the land applied for by Mr. Lyons. Upon vote the motion was adopted and sale authorized.

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Offer of \$534 was presented from Charles M. Moon, on behalf of Doherty Interests, covering 5.34 acres of sovereignty land adjacent to upland property owned by applicant in Section 3, Township 53 South, Range 42 East, Dade County. Mr. Bayless reported that this was the same parcel with reference to which Mr. Moon and Mr. Thomas H. Horobin came before the Board some weeks ago.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer of \$534 for the parcel, but that counter proposal be made Mr. Moon that the Trustees will accept \$500 an acre for the land. Upon vote the motion was adopted and so ordered.

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Application was presented from the War Department for lease covering the following described land in Bay County:

$S\frac{1}{2}$  of  $NE\frac{1}{4}$  and  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$  less 5 acres being the  $N\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$  sold to St. Andrews Bar Pilots Association; Also Lots 2, 5 and 6, all in Section 22, Township 4 South, Range 15 West. Also Fractional Section 27, Township 4 South, Range 15 West, containing 8 acres, owned by the State under Chapter 18296 and covered by Certificate No. 8379 of 1933.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize lease in favor of the United States covering the land described; lease to run for a period extending six months beyond the present National emergency if desired. Upon vote the motion was adopted.

and it was ordered that one lease be issued to cover both classes of land.

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Offer of \$13.50 an acre was submitted from Edgar G. Hamilton of West Palm Beach, Florida, on behalf of client, for the purchase of land described as:

That part of Sections 7, 17, 21 and 27, Township 43 South, Range 39 East, lying South of West Palm Beach Canal, Palm Beach County, containing approximately 2,000 acres.

The land is located on the south side of Connors Highway, approximately from two to six miles west of Twenty Mile Bend.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer of \$13.50 an acre for the land applied for, but that Mr. Hamilton be advised that the Trustees will advertise the land for competitive bidding provided he agrees to bid not less than \$15.00 an acre on date of sale. Upon vote the motion was adopted and so ordered.

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Application was submitted from Vose Babcock with offer of \$2.50 an acre for

N $\frac{1}{2}$  of Section 27, Township 46 South, Range 32 East, Hendry County.

Information was furnished that the offer is in line with appraisal on the land.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$2.50 an acre from Mr. Babcock for the land described. Upon vote the motion was adopted and so ordered.

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Offer of \$2.50 an acre was submitted from Murray W. Overstreet, on behalf of Leroy Bass for the purchase of State land in Osceola County described as follows:

NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 4, Township 32 South, Range 34 East, containing 51.39 acres.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the offer of \$2.50 an acre be accepted for the land applied for by Mr. Bass. Upon vote the motion was adopted and so ordered.

Statement was presented from Napoleon B. Broward Drainage District showing \$1415.46 as the amount of taxes on State land described as:

That part of Section 4, Township 50 South, Range 40 East, lying South of North New River Canal, Broward County, containing approximately 325.62 acres.

Information from Mr. Bayless was that this amount covers taxes from 1937 to 1942, both inclusive, and further that the land was recently sold by the Trustees to L. S. Remsburg at a price of \$25 an acre.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the statement be referred to the Attorney General for an opinion as to whether or not the Trustees are liable for such taxes. Upon vote the motion was adopted and so ordered.

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Action was deferred on application from Rivers Buford and Sidney A. Stubbs for mineral lease on Lakes Jessup, Monroe, Harney, and certain bottoms of the St. Johns River.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$2 an acre from A. L. Harlee for the S $\frac{1}{2}$  of Lot 2, Section 6, Township 10 South, Range 14 East, Gilchrist County, containing 40 acres, the offer being less than appraised value of the tract. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline offer of \$125 from George J. McCain for the SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 15, Township 10 South, Range 26 East, Putnam County, containing 40 acres, the price offered being considerably less than the appraised value. Upon vote the motion was adopted and so ordered.

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Request was presented from E. Sapp of Belle Glade, Florida, with offer of \$100 for the NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28, Township 9 South, Range 15 East, Gilchrist County, containing 40 acres.

Mr. Bayless reported that appraisal of the Field Agent shows a value of \$140 for the parcel.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$100 for the land covered by application, but that counter proposal be made to sell the 40 acres at a price of \$160. Upon vote the motion was adopted and so ordered.

Offer of \$340 was presented from R. W. Shackleford of Tampa, Florida, for the following described land, title to which vested in the Trustees under Chapter 14572, Acts of 1929:

W $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 27 South, Range 18 East, containing 20 acres in Hillsborough County.

Mr. Elliot reported that the offer was approximately double the amount of decree. Upon motion duly adopted the bid was accepted.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$1.50 an acre from D. M. Minton for Levy County land, title to which vested in the Trustee under Chapter 14572, Acts of 1929. Upon vote the motion was adopted and so ordered.

List of miscellaneous bills and expense accounts were presented for approval.

Motion was made by Mr. Mayo, seconded by Mr. Watson, and duly adopted, that the following miscellaneous bills and expense accounts be approved and ordered transmitted to the Comptroller with request that warrants be drawn in payment therefor:

Southeastern Telephone Company, Tallahassee,	
Florida .....	\$ 16.05
F. E. Bayless, Agent, Tallahassee .....	14.11
J. Edwin Larson, State Treasurer, Tallahassee.....	13.57
County of Palm Beach, Florida .....	147.56
Fort Lauderdale Daily News, Ft. Lauderdale .....	12.50
Glades Printing Company, Inc., Moore Haven .....	7.04
The News-Journal Company, Pensacola .....	14.25
Palm Beach Publications, Inc., West Palm Beach...	12.75
William T. Hull, C. C. C., Hendry County .....	2.00
D. S. Weeks, C. C. C., Glades County .....	3.75
Geo. G. Crawford, C. C. C., Leon County .....	3.00
J. Alex Arnette, C. C. C., Palm Beach County.....	1.70

United States Circuit Court of Appeals, New Orleans, La. ....	108.75
United States District Court, Miami .....	7.25
<b>TOTAL</b> .....	<b>\$ 364.28</b>

Upon recommendation of Mr. Mayo, motion was made by Mr. Watson, seconded by Mr. Mayo, that the salary of H. L. Shearer, who performs certain services for the Trustees, be raised from \$50 to \$75 monthly effective September 1, 1943. Upon vote the motion was adopted and so ordered.

### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	8-18-43	40
Baker	7-14-43	12
Baker	8- 9-43	1
Baker	8-12-43	1
Bradford	6- 7-43	3
Bradford	7- 8-43	5
Brevard	8- 2-43	27
Broward	7-19-43	53
Charlotte	7-12-43	6
Citrus	5-31-43	1
Citrus	7-27-43	10
Citrus	8- 2-43	9
Columbia	8-11-43	3
DeSoto	8- 2-43	2
DeSoto	8-16-43	2
DeSoto	8-23-43	6
Duval	6-24-43	94
Franklin	6- 7-43	8
Franklin	7- 5-43	8
Gadsden	8-16-43	7
Hardee	8- 2-43	6
Hernando	4-19-43	5
Hernando	8- 2-43	5
Hernando	8- 9-43	2
Hernando	8-20-43	1

Hernando	8-20-43	4
Hernando	8-23-43	2
Hernando	8-23-43	4
Hillsborough	7-19-43	92
Holmes	8-23-43	8
Jefferson	8- 9-43	6
Lake	7- 2-43	61
Lee	3-15-43	1
Leon	8- 2-43	7
Madison	8- 2-43	2
Manatee	8- 2-43	67
Marion	8- 2-43	32
Nassau	8-23-43	14
Okeechobee	8- 5-43	1
Okeechobee	8-12-43	1
Okeechobee	8-19-43	10
Orange	8- 2-43	19
Osceola	7-26-43	7
Osceola	8-23-43	19
Palm Beach	6-11-43	226
Pasco	8- 2-43	19
Pinellas	6-29-43	120
Putnam	8- 7-43	45
Sarasota	6- 7-43	2
Sarasota	7-26-43	22
Sarasota	8- 9-43	21
Seminole	7-12-43	76
Seminole	8- 9-43	51
St. Johns	7-10-43	14
St. Lucie	8- 2-43	4
Sumter	1-18-43	2
Sumter	8-23-43	20
Suwannee	8- 9-43	15
Taylor	7-16-43	3
Volusia	8- 2-43	42
Walton	7-27-43	3
Walton	8- 4-43	1

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Applications were submitted for conveyance of Murphy Act land as provided under Chapter 20424, Acts of 1941, with information that the applicants had complied with the law and deposited the required amount with the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees approve for execution the following deeds as submitted:

Charlotte County Municipal Deed No. 26 to City of Punta Gorda  
 Hamilton County Municipal Deed No. 23 to City of Jasper  
 Polk County Municipal Deed No. 24 to City of Winter Haven  
 Polk County Municipal Deed No. 25 to City of Haines City.

Upon vote the motion was adopted and deeds ordered executed.

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Two applications were presented from the United States for leases covering Murphy Act land in Lake County as being,

In the City of Clermont: Lots 7, 8, 9, 10, Blk 31;  
 Near Leesburg: NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 31, Township 19 South, Range 24 East.

Motion was offered by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize leases in favor of the United States, covering the lands described in Lake County, such leases to be in the regular form for the period extending six months beyond the duration of the War. Upon vote the motion was adopted and so ordered.

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See application from the United States, submitted with subjects under Chapter 610, authorizing inclusion in one lease of State land proper and lands under Chapter 18296, Cert. No. 8379 of 1933.

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The following Report was presented from the Special Case Committee, dated August 9, 1943:

August 9, 1943.

Trustees Internal Improvement Fund,  
 C A P I T O L,

Re: Murphy Sales in Special Cases Held  
 up Because of Insufficient Bids.

Gentlemen:

Your Committee undersigned, having examined

the list of properties submitted to it by the Secretary-Engineer of your board, representing Murphy land sales for prices considered insufficient, does hereby recommend the sale of said lands for the minimum base bid shown upon sheets numbering from 211 to 248, dealing separately on each sheet with each separate tract, the said sheets being made to accompany this report and enclosed herewith.

We also are filing a master sheet of these separate tracts, numbering from 211 to 248, and each item on the master sheet having its corresponding listing on one of the separate sheets first above referred to herein.

As stated, we recommend the authorization by the Trustees of the sale of the lands involved by separate tracts, for the minimum base bid shown on each sheet under the line of "Committee Recommends."

Respectfully yours,

NATHAN MAYO,

Commissioner of Agriculture

J. EDWIN LARSON,

Treasurer

J. TOM WATSON,

Attorney General

NM/mev

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Report from Special Case Committee on Items No. 211 to No. 248 inclusive, be approved as the action of the board. Upon vote the motion carried and the Report adopted.

Request was presented from the Clerk of the Circuit Court of Hardee County for authority to accept application from G. N. Albritton on certain land under Chapter 18296 with bids as follows:

Bowling Green Manor S/D—10 acres.....	\$ 20.00
SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ , Section 5, Township 33 South, Range 25 East—10 acres.....	20.00
1 $\frac{1}{2}$ acres of swamp land, in Section 5, Township 33 South, Range 25 East.....	5.00
	<hr/>
	\$ 45.00

Upon recommendation from the Clerk, motion was made by Mr. Mayo, seconded by Mr. Watson, that the total base bid of \$45 be allowed for advertising lands designated in application from G. N. Albritton. Upon vote the motion was adopted and so ordered.

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The subject of Special Cases having been brought up, the Governor requested that the Attorney General submit his recommendations on the subject to the Trustees for consideration.

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Application was presented from the State Road Department for right of way through Murphy Act land in Polk County for use in connection with State Road No. 79.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize right of way easement in favor of the State Road Department as follows:

Polk County Road No. 79—Project 1222-C, SRD  
No. 409

Lot 32 Block 1 Jones West side S/D, containing  
0.21 acres, more or less.

Upon vote the motion was adopted and so ordered.

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Three applications were presented from the United States War Department for leases involving Murphy Act land in Brevard, Broward and Hernando Counties, and right of Entry on Charlotte County land.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that leases and right of entry be granted in favor of the United States designated as follows:

Brevard County —Lease on 80 acres in the Banana River area for Naval Air Station;

Broward County —Lease on land in Township 51 South, Range 39 East, for Small Arms Rifle Range;

Charlotte County —Right of entry for construction at water line from Punta Gorda to U. S. Airfield;

Hernando County—Lease on 2000 acres of land in Township 22 South, Range

18 East, for Brooksville Tur-  
ret Gunnery Range

Upon vote the motion was adopted and the foregoing instruments ordered executed for delivery.

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Request was presented from A. M. Chisholm for renewal of Grazing Lease No. 1—Osceola County, covering Murphy Act land, rental to be at the same rate as provided in lease expiring September 29, 1943.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees renew Grazing Lease No. 1—Osceola County, for a period of one year upon payment of \$11.25. Upon vote the motion was adopted and lease ordered renewed.

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Offer of \$2100 was submitted from E. H. Ramsey for the entire Subdivision of DeSoto Beach, Brevard County, under the Murphy Act. It was suggested that the Trustees might desire to retain certain lots on the Beach to be used for beach purposes.

Upon consideration of the subject, motion was made by Mr. Mayo, seconded by Mr. Watson, that the offer from Mr. Ramsey be declined and that the Trustees withdraw from the market all lots owned by the State in Block 42. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that Mr. George F. Sampson and Mr. John C. Moore had gone with other State departments, and the Murphy Act work in his office had been adjusted in such manner that the present force could carry on without additional assistance; that in view of the change he was recommending that certain raises be allowed for his office as follows:

Ernest Hewitt	from \$200 to \$250	per month
Helen Phillips	from \$150 to \$175	per month
Mary Evans Voss	from \$125 to \$150	per month
J. R. Roberts	from \$150 to \$175	per month
F. C. Elliot	from \$ 50 to \$ 75	per month
M. O. Barco	from \$ 25 to \$ 50	per month
Jentye Dedge	from \$ 25 to \$ 50	per month

Upon suggestion of the Governor, action was deferred on raises recommended for F. C. Elliot, M. O. Barco and Jentye Dedge until the other members could be present.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize raises as recommended by Mr. Elliot for

Ernest Hewitt .....	\$250 per month
Helen Phillips .....	175 per month
Mary Evans Voss .....	150 per month
J. R. Roberts .....	175 per month

effective September 1, 1943. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Watson, and duly adopted, that the following expense accounts, miscellaneous bills and two salary items be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. Elgin Bayless, Tallahassee .....	\$ 80.75
F. C. Elliot, Tallahassee .....	23.61
W. B. Granger, Belle Glade .....	19.30
J. F. Cochran, Postmaster .....	10.00
Comptroller, State of Florida .....	9.15
The Western Union Telegraph Company .....	2.65
Postal Telegraph-Cable Company, Tallahassee .....	1.29
Merritt Brown Company, Jacksonville .....	3.15
James A. Ellis Company, Jacksonville .....	49.30
Millard B. Conklin, Ass't. Atty. Gen., Tallahassee .....	13.30
J. F. Cochran, Postmaster .....	30.00
S. S. Savage, Ocala .....	4.70
S. S. Savage, Acting Field Agent .....	10.00
E. B. Savage, Compass Man .....	5.00
<b>TOTAL .....</b>	<b>\$ 262.20</b>

For the information of the Trustees, the Secretary reported that \$50,000.00 would be transferred from funds under Chapter 18296, to the General Revenue Fund.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for  
transfer to General Revenue .....\$50,000.00

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida.

September 8, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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Mr. J. Ray Arnold was present and stated to the Trustees that he had submitted reports of work done under his exploration Contracts and felt he had fully complied with the terms thereof and requested formal recognition by the Trustees in the form of an extension under Paragraph 6 of the contract for the duration of the war and six months thereafter, such suspension to apply to Contract No. 224 dated October 4, 1941 .

Information was furnished that extension of six months had been granted Mr. Arnold on each of his two contracts for which he paid \$500.00 that Contract No. 224 would therefore expire October 4, 1943, and Contract No. 248 would expire February 2, 1944.

Upon inquiry from Attorney General Watson as to how the reports submitted by Mr. Arnold compared with those from other contract holders, Mr. Bayless replied that they were not on a parity, and examination of the report disclosed that practically all surveys were made on lands other than those under contract from the Trustees and the work done prior to October 1941. Mr. Arnold stated that some of the work had been done before October 1941 and some since that time. Governor Holland requested Mr. Arnold to point out in the report dates showing where work had been done and explorations carried out since October 4, 1941, and on the land under contract from the State. This Mr. Arnold failed to do except in a few instances where maps were dated in November 1941.

General discussion was had as to the leniency of the Trustees in reference to Mr. Arnold's contracts and his

failure to comply with the terms of the contracts. Mr. Arnold's reply was that he had been working continuously but had been handicapped on account of the manpower situation, lack of materials and priorities necessary to procure certain necessary equipment, but he felt he had fully complied with his contract and asked that the Trustees act favorably on his request for extension, or suspension under the War clause.

Governor Holland informed Mr. Arnold that he was sure the Trustees would act favorably on his contract if he could submit the reports specified in the contract; that if he would furnish a brief memorandum giving names of persons employed by his company on exploration work on the State land under contract, giving dates work was done subsequent to October 4, 1941, and substantial expenditures for work, he felt that would be sufficient. The two other members present concurred in this view.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the matter be referred to the Committee handling oil matters for examination and report back to the Trustees. Upon vote the motion was adopted and so ordered.

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J. L. McCord, David M. Picton, J. Perry Scranton, John B. L'Engle and John Summerville were present for a meeting with the Trustees in reference to proposal for joint exploration contract between the Trustees and Model Land Company as one party and J. L. McCord as the other party, involving approximately 215,000 acres of land, title to which is now in the Model Land Company, but originally sold by Trustees to Florida East Coast Railway Company in December, 1912, by Deed No. 16396, subject to the usual statutory reservations. Owing to title to the land being in Model Land Company and the reservations being held by the Trustees, it was thought desirable to enter into a joint contract.

Mr. Watson submitted proposed contract and requested that Mr. Petteway, Assistant Attorney General, who had examined the proposal, explain the several conditions that differed from the regular form used by the Trustees.

Mr. L'Engle stated that Deed No. 16396 covered the same land as now is known as Whitewater Bay and Florida Bay and there was a question of title involved since

there was no survey of this area. It was suggested that rental for the area, on which the title is in question, be deposited in escrow pending determination as to ownership.

Discussion was had as to the term of proposed lease, which was for a longer period than other leases; also the lower rental rate, which was  $1\frac{1}{2}$  cents to the Trustees and 2 cents to Model Land Company, was considered. Governor Holland expressed the opinion that rates should be uniform in all leases. It was pointed out that the Blue Sky feature was omitted in the proposal, Model Land Company taking the position that it had no objection to the stock selling clause but that it could be included to apply to the Trustees if desired. The Trustees were agreed that it should be included.

The different phases of the proposal having been discussed, the Governor stated that he was agreeable to the reduced rental as compared with other leases; also the term of years would tie the land up indefinitely and prevent the establishment of the Everglades National Park. The Governor asked Mr. McCord and Mr. Seranton what the prospects were for releasing the Whitewater Bay area as of April 30th, 1944. The answer was that in the event the explorations were not favorable they would be out of that area on the date mentioned, but should they elect to take out leases operations would be continued. The Governor stated that he did not so understand the agreement as he thought they would either have started drilling by the end of April 1944 or would release the land for inclusion in Everglades National Park and that was also the understanding of the Federal Park Service; that the Park interests had been put off from time to time in order to allow oil explorations and he was anxious to have the matter decided one way or the other by May of next year.

It was decided that the matters discussed be referred to the Oil Committee for investigation and report back to the board at a later date.

Mr. L'Engle presented the question of title to land deeded to Florida East Coast Railway Company in 1912 and read the Minutes of the Trustees dated February 16, 1898, reserving for the benefit of the railroad company all lands granted to the State of Florida by Act

of Congress of September 28, 1850, lying and being south of Township 58 South, situated on the mainland of the State. The history of the land was reviewed and conditions in the deed as to surveys were read. Mr. L'Engle stated that there were no surveys made by the State or the Federal Government of certain portions of the land and correct acreages could not be determined; that the Model Land Company had caused some surveys to be made and maps had been prepared therefrom showing sections of approximately 800 acres instead of normal sections of 640 acres. Mr. Elliot related the method used by the State in making surveys which differed in principle from that followed by Model Land Company.

It was decided that the matter of title and survey lines was of a technical nature and involved a legal question that would have to be worked out by the Attorney General and Mr. L'Engle.

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Mr. Stephen L. Pinckney of Texas was present and stated that he was interested in acquiring some oil rights in Florida and was under the impression that the contract in favor of Arnold Explorations Inc., might be terminated and in the event it was he would like to make application to lease certain of the land.

No action having been taken on the Arnold Contract, Mr. Pinckney was advised to confer with Mr. Bayless and secure information on any lands available for leasing at this time.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the following expense account be approved and the Comptroller be requested to issue warrant in payment therefor:

George M. Powell, Assistant Attorney,  
Tallahassee, Florida .....\$ 52.50

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
September 9, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Tom Watson, Attorney General

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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#### SUBJECTS UNDER CHAPTER 18296

Attorney General Watson presented application from the City of Port Tampa for conveyance of five lots owned by the State under the Murphy Act. Statement was made that the Federal Housing Agency was constructing an emergency housing project in Port Tampa in the negro area and the lots owned by the State were among those the Federal Government had requested the City of Port Tampa to acquire and convey to the United States. An offer of \$20 was made for the five parcels; conveyance to be under Chapter 21684, Acts of 1943.

Report from the Secretary's office was that the lots were assessed in 1932 at a rate equivalent to \$20 each, or \$100 for the five lots, one-fourth of which would be \$25.00, and under the provisions of Chapter 21684, Acts of 1943, it would not be necessary to advertise the land prior to sale.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees convey the following lots to the City of Port Tampa under the provisions of Chapter 21684, Acts of 1943, upon payment of one-fourth of the 1932 assessed value—\$25.00:

Lots 20, 29, 30, 31 and 32, Block 149 Port Tampa City Subdivision.

Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida

September 14, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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#### SUBJECTS UNDER CHAPTER 610

Pursuant to application presented August 3rd from J. E. Ravlin with offer of \$10 an acre, the Trustees agreed to advertise the parcel for competitive bidding and the following Notice was published in the Palm Beach Post, in the issues of August 12th, 19th, 26th, September 2nd, and 9th, 1943:

#### N O T I C E

Tallahassee, Florida, August 10, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, September 14, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

"That part of unsurveyed Hiatus Lots 4 and 5, lying East of North New River Canal between Townships 45/46 South, Range 37 East, containing an estimated area of 1140 acres, more or less."

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.

Upon invitation for bids, no other offers were made; whereupon motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer of \$10 an acre from J. E. Ravlin and consummate sale in his favor, subject to approval by the Governor. Upon vote the motion was adopted.

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Application was presented August 3rd from J. H. White with offer of \$10 an acre, and offer of \$7.50 an acre from J. Mark Wilcox on behalf of L. B. Kirkpatrick, for land in Palm Beach County. Pursuant to such offers the Trustees agreed to advertise the lands for competitive bidding and the following Notice was published in the Palm Beach Post, in the issues of August 10th, 17th, 24th, 31st, and September 7th, 1943:

#### N O T I C E

Tallahassee, Florida, August 6, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, September 14, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

"All Sections 5, 9 and that part of Section 15 lying West of State Road No. 26 in Township 46 South, Range 37 East, Palm Beach County."

AND

"Tracts 1 to 10 both inclusive Tracts 12, 13, 22 to 38 both inclusive, 41, 42, 49, 50, 53, 54, 55, 56, 61 to 92 both inclusive, 105, 106, 107, 111, 113 to 118 both inclusive, Section 12, containing 336 acres;

All Section 14, containing 640 acres;

Tracts 1 to 8 both inclusive, 14 to 42 both inclusive, 45 to 72 both inclusive, 75, 76, 77, 81 to

86 both inclusive, 89 to 100 both inclusive, 106 to 109 both inclusive, 113 to 128 both inclusive, Section 22, containing 518 acres; all in Township 45 South, Range 35 East, Palm Beach County."

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.

Upon invitation for bids, the only offers received were made by applicants as follows:

J. H. White—Offer of \$10 an acre for all Sections 5 and 9, and that part of Section 15 lying West of State Road No. 26 in Township 46 South, Range 37 East;

J. Mark Wilcox—for L. B. Kirkpatrick, \$7.50 an acre for all Tracts described in the notice as being in Sections 12, 14 and 22, Township 45 South, Range 35 East.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offers from J. H. White and J. Mark Wilcox, for the land described in the Notice and that sales be consummated in their favor upon approval by the Governor. Upon vote the motion was adopted and so ordered.

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Offer of \$300 was presented July 21st, 1943, from F. F. Ravlin for purchase of a parcel of sovereignty land in Monroe County, and the following Notice was published in the Key West Citizen, in the issues of August 10, 17, 24, 31 and September 7, 1943:

## N O T I C E

Tallahassee, Florida, August 6, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will

hold a meeting at 12 o'clock Noon, September 14, 1943, at Tallahassee, Florida, to consider the sale of and receive competitive bids for the following described submerged and sovereignty land in MONROE County, Florida:

"A parcel of sovereignty land whose dimensions are approximately 80 feet wide East and West by 400 feet North and South, adjacent to State Road Department Right-of-Way immediately South and West of the bridge under construction at Jew Fish, Florida, on State Road No. 4A, being bounded on the East by Intra-coastal Waterway, on the West by Short Creek and on the North by Road Right-of-Way, lying and being in the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36, Township 60 South, Range 39 East." Exact description to be furnished with deed.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941, and also in compliance with Sections 253.12 and 253.13 Florida Statutes 1941, that any person or persons who may have objections to said sale may have an opportunity to present the same on date of sale as therein provided.

The Trustees reserve the right to reject any and all bids.

By order of Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.

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Upon call for bids, Mr. Bayless stated that he had on file offer of \$300 from F. F. Ravlin and an offer of \$1000 from William J. Pruitt. Mr. Ravlin raised his bid to \$1050 and no higher offer was made. Whereupon motion was made by Mr. Larson, seconded by Mr. Watson, that the offer of \$1050 from F. F. Ravlin for the parcel of sovereignty land be accepted subject to approval by the Governor. Upon vote the motion was adopted and so ordered.

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Application was submitted from the United States Government for permission to enter an area known as

Lake Hancock in Polk County and make use thereof for small arms and bombing range.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize lease in favor of the United States covering the following described area:

Those portions of Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 31 and 32, Township 29 South, Range 25 East, Polk County, lying within the meander of Lake Hancock, containing 4,632.90 acres,

to be used as small arms and bombing range. Upon vote the motion was adopted.

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Offer of \$5 an acre was submitted from W. B. Norton for the following described land in Glades County:

E $\frac{3}{4}$  of Lot 1; Lots 2 and 3; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$ ; S $\frac{1}{2}$  and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 3; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4. All in Township 40 South, Range 33 East, containing 175.56 acres.

Mr. Bayless informed the Board that the land in Section 3 was under lease to Mr. Norton at this time, and that his offer was in line with appraisal on the land.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer of \$5 an acre from W. B. Norton for the land described. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Watson, that pending field examination the board defer action on offer of \$100 from Bob H. Royal of Mobile, Alabama, for the purchase of the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 17, Township 24 South, Range 28 East, containing 40 acres in Orange County. Upon vote the motion was adopted.

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Application was presented from the United States Government to lease for amphibious training purposes land in St. Lucie County described as:

1. Lot 6, Section 26, Township 34 South, Range 40 East; Lots 6 and 7, Section 18, and Lots 7 and 8,

Section 19, Township 35 South, Range 41 East, and

2. West 10 acres of Lot 2, Section 26, Township 34 South, Range 40 East,

for which a rental of \$276 annually was offered. Mr. Bayless reported that the first description covered State land proper and Number 2 description was Murphy Act land.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize lease in favor of the United States covering the land applied for upon payment of yearly rental of \$276. Upon vote the motion was adopted and lease ordered executed.

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Request was presented from Miami Quarterdeck Club of Miami, Florida, for renewal of Fishing Camp Site Lease No. 143. Mr. Bayless informed the Board that the original lease dated December 12, 1940, provided for annual rental of \$25 with privilege of renewal upon consent of the Trustees at a price to be agreed upon but not less than \$50 annually.

Motion was made by Mr. Watson, seconded by Mr. Larson, that Trustees authorize renewal for one year of Lease No. 143 in favor of Miami Quarterdeck Club upon payment of \$50. Upon vote the motion was adopted and so ordered.

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The Trustees postponed action on request from J. Ray Arnold for appointment to meet with the Board; also disposition of applications from R. L. Newman and Charles Ausley, involving Sanibel Island, Lee County.

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Motion was made by Mr. Larson, seconded by Mr. Watson, to postpone action on offer of \$1.25 an acre from R. I. Hamrick for land title to which came to the State under Chapter 14572, Acts of 1929. Upon vote the motion was adopted and so ordered.

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Financial Statements for the month of August are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH  
OF AUGUST 1943

Receipts for the month

Land Sales .....	\$ 10,106.02	
Land Sales—Chapter 14717— as follows:		
Palm Beach County \$ 423.13		
Broward County ..... 153.71		
	<hr/>	576.84
Farm Lease .....		487.50
Timber Leases .....		777.60
General Lease .....		75.00
Sand, Shell & Gravel Leases .....		254.28
Grazing Leases .....		94.04
Mineral Lease .....		18.75
Wood Sale .....		13.50
Reimbursement of Advertising Cost .....		37.05
Covering Advertising Cost, Sale of I. I. Lands, Lee County		8.75
Refunds, Account Overpayment Everglades Drainage District Taxes .....		113.47
Refund Overpayment 1941 Taxes on Trustees I. I. Fund Lands.....		28.73
Total Receipts for August, 1943...	12,591.53	
Balance as of August 1, 1943.....	181,687.45	
TOTAL .....	\$ 194,278.98	\$194,278.98
Less Disbursements for August, 1943 .....		1,170.00
BALANCE AS OF AUGUST 31, 1943 .....		193,108.98

DISBURSEMENTS FOR THE MONTH OF  
AUGUST, 1943

Date 1943	Warrant No.	Payee	Amount
Aug. 31	30094	F. C. Elliot .....	\$ 328.80
	30095	F. Elgin Bayless .....	294.25
	30096	M. O. Barco .....	151.80
	30097	Jentye Dedge .....	151.80
	30098	H. L. Shearer .....	50.00
	30099	J. B. Lee .....	20.00
	30100	Protective Life Insurance Co. — Ralph D. Newman	

Agencies .....	2.95
Withholding Tax Entered—	
Warrant not issued .....	170.40
Total Disbursements for August, 1943 .....	\$ 1,170.00

TRUSTEES INTERNAL IMPROVEMENT FUND  
 PETROLEUM OIL AND/OR GAS EXPLORATION  
 FUND UNDER CHAPTER 20667, ACTS OF 1941  
 FINANCIAL STATEMENT FOR THE MONTH  
 OF SEPTEMBER, 1943

August 1, 1943—Balance .....	\$ 5,827.50
Receipts for the month .....	None
Disbursements for the month .....	None
August 31, 1943—Balance .....	\$ 5,827.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
 UNDER CHAPTER 18296  
 FINANCIAL STATEMENT FOR THE MONTH  
 OF AUGUST, 1943

Balance as of August 1, 1943 .....	\$ 43,296.88
Land Sales for the month .....	46,282.84
TOTAL .....	89,579.72
Less Disbursements for the month..	51,075.00
Balance as of August 31, 1943.....	38,504.72

DISBURSEMENTS FOR THE MONTH  
 OF AUGUST, 1943

Date 1943	Warrant No.	Payee	Amount
Aug. 31,	30101	Geo. F. Sampson .....	\$ 243.80
	30102	Ernest Hewitt .....	182.00
	30103	Helen Phillips .....	130.40
	30104	Mary Evans Voss .....	109.40
	30105	John C. Moore .....	74.30
	30106	J. R. Roberts .....	144.18
	30107	M. O. Barco .....	25.00
	30108	Jentye Dedge .....	25.00
	30109	F. C. Elliot .....	50.00
	30110	Aetna Life Insurance Co.—	
		Ralph Newman Agencies .....	2.92
	31951	J. Edwin Larson, S. T. ....	50,000.00

Withholding Tax entered—	
Warrant not issued .....	88.00
Total Disbursements for August, 1943 .....	\$51,075.00

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### SUBJECTS UNDER CHAPTER 18296

Mr. Birkett F. Jordan of Gainesville, Florida, representing Mrs. M. C. Howard and the City of Gainesville, requested that the Trustees reconsider action taken August 3rd accepting offer of \$205 from Mrs. Sue D. Hickson for parcel of land in Alachua County located in Block 11 Brown's Addition to Gainesville. Information was that the parcel had been advertised for sale on three occasions; that Mrs. Howard had been high bidder at the first and third sale and the City of Gainesville at the second; that Mrs. Hickson as former owner had protested each sale and after the third sale, at which she did not over-bid Mrs. Howard, her attorneys on August 3rd, presented request to the Trustees that bid of Mrs. Howard be declined and offered \$205 for deed to be issued to Mrs. Hickson, which request was granted.

Mr. Jordan stated that he did not think the Trustees had legal authority to accept an offer made to them after regular bidding had closed at an advertised sale and requested the Trustees to either accept Mrs. Howard's bid of \$189 or have the land readvertised with notice that the highest bid at that sale will be accepted.

Discussion was had as to the authority of the Trustees to accept bids before the Board here after competitive bidding at the Clerk's office had been closed. The Attor-

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ney General stated that he would like to have a test suit on that point, but no action was taken on that question.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees rescind action taken August 3rd, 1943 accepting bid of \$205 from Mrs. Sue D. Hickson for the

West 74 ft. of E 216 ft. of N 140 ft., Blk. 11,  
Brown's Add., Gainesville,

and instruct the Clerk to again advertise the parcel, giving notice that this property is being offered for sale without further right of protest and that no bid will be considered

except the highest bid made during conduct of sale. Upon vote the motion was adopted and so ordered.

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Attorney General J. Tom Watson, presented letter from Hillsborough County having reference to bid of Perry, Hahn and Campbell on land which they understood was improved but was unimproved property and subsequent request that their bid be declined and the former owner allowed to make application on original base bid.

The Trustees having heretofore been informed that there was nothing in the advertisement, nor any statement made at the sale, to the effect that the parcel was improved, had declined to reject the bid and allow refund of the bid.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees stand on former ruling and that Perry, Hahn and Campbell be notified that the Trustees declined to rescind from action heretofore taken. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	8- 9-43	54
Charlotte	8- 9-43	4
Columbia	9- 1-43	2
DeSoto	8-30-43	9
DeSoto	8-30-43	10
Dixie	9- 8-43	1
Franklin	8- 2-43	6
Gulf	9- 6-43	1
Hernando	8-30-43	5
Hillsborough	8- 3-43	67
Hillsborough	8-16-43	107
Holmes	7-12-43	1
Holmes	7-26-43	3
Holmes	8- 9-43	1
Jackson	8-30-43	20
Jefferson	9- 6-43	4
Leon	9- 6-43	4
Levy	8- 9-43	14

Levy	9- 6-43	1
Osceola	8-23-43	37
Polk	6-30-43	74
St. Johns	8- 9-43	14
St. Lucie	9- 6-43	6
Taylor	7-29-43	2
Taylor	8-13-43	2
Taylor	8-20-43	1
Walton	8- 9-43	6
Walton	8-23-43	1
Walton	8-31-43	1

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Applications were presented, one from Dade and one from St. Johns County, for correction deeds desired in order to correct errors appearing in original deeds.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the following correction deeds be executed:

Dade County Correction Deed No. 2138—In favor of George E. Anderson and Carl J. Wertalka, for the purpose of correcting error in names of grantees;

St. Johns County Correction Deed No. 421—In favor of Ada I. Byrd, for the purpose of correcting page number applicable to description.

Upon vote the motion was adopted and deeds ordered executed and delivered.

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Motion was made by Mr. Watson, seconded by Mr. Larson, that action be deferred on request from Florida Forest and Park Service for withdrawal from sale of certain Murphy Act land in Bay and Orange Counties. Upon vote the motion was adopted and so ordered.

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The Secretary reported that the Comptroller had transmitted for consideration of the Trustees applications from various Clerks of the Circuit Courts requesting cancellation of certain tax certificates which had been certified to

the State under Chapter 18296, Acts of 1937, and submitted lists of certificates involved.

Upon examination of the list, motion was made by Mr. Larson, seconded by Mr. Watson, and duly adopted, that based on statements made by the Clerks, the Trustees disclaim any interest in the following certificates, the opinion being that they evidenced no title in the State under Chapter 18296, Acts of 1937:

#### ALACHUA COUNTY

Ctf. No. 191 of 1922  
Ctf. No. 1967 of 1933  
Ctf. No. 38 of 1908

#### BREVARD COUNTY

Ctf. No. 733 of 1922  
Ctf. No. 4707 of 1928  
Ctf. No. 15644 of 1933

#### CITRUS COUNTY

Ctf. No. 1074 of 1933

#### COLUMBIA COUNTY

Ctf. No. 479 of 1934

#### DADE COUNTY

Ctf. No. 2581 of 1930  
Ctf. No. 2775 of 1929  
Ctf. No. 3107 of 1932  
Ctf. No. 5722 of 1931  
Ctf. No. 18782 to  
No. 18790 of 1933  
Ctf. No. 40506 of 1933  
Ctf. No. 917 of 1927  
Ctf. No. 923 of 1927  
Ctf. No. 924 of 1927  
Ctf. No. 925 of 1927  
Ctf. No. 1652 of 1929

#### DUVAL COUNTY

Ctf. No. 7417 of 1928  
Ctf. No. 30140 of 1933

#### ESCAMBIA COUNTY

Ctf. No. 324 of 1919  
Ctf. No. 3457 of 1933  
Ctf. No. 666 of 1928  
Ctf. No. 3450 of 1933  
Ctf. No. 946 of 1931  
Ctf. No. 3452 of 1933

## FLAGLER COUNTY

Ctf. No. Pt.194 of 1922  
 Ctf. No. 164 of 1902  
 Ctf. No. 378 of 1896  
 Ctf. No. 496 of 1895  
 Ctf. No. 376 of 1896  
 Ctf. No. 694 of 1931  
 Ctf. No. 4640 of 1933

## HENDRY COUNTY

Ctf. No. 613 of 1898  
 Ctf. No. 175 of 1906

## HERNANDO COUNTY

Ctf. No. 469 of 1931

## JEFFERSON COUNTY

Ctf. No. 871 of 1933  
 Ctf. No. 830 of 1933

## LAKE COUNTY

Ctf. No. 2763 of 1928  
 Ctf. No. 12622 of 1933

## LEE COUNTY

Ctf. No. 45-P of 1902  
 Ctf. No. 118-P of 1905  
 Ctf. No. 119-P of 1905  
 Ctf. No. 122-P of 1905  
 Ctf. No. 123-P of 1905  
 Ctf. No. 121-P of 1926  
 Ctf. No. 2618-P of 1933  
 Ctf. No. 4874-P of 1933

## MARTIN COUNTY

Ctf. No. 6671 of 1933

## NASSAU COUNTY

Ctf. No. 547 of 1897  
 Ctf. No. 843 of 1896

## OKALOOSA COUNTY

Ctf. No. 1120 of 1933

## OSCEOLA COUNTY

Ctf. No. 221 of 1932

## PASCO COUNTY

Ctf. No. 2098 of 1931  
 Ctf. No. 2101 of 1931

Ctf. No. 7333 of 1933  
Ctf. No. 7338 of 1933

POLK COUNTY

Ctf. No. 25543 of 1933  
Ctf. No. 4310 of 1933

PUTNAM COUNTY

Ctf. No. 345 of 1918

SARASOTA COUNTY

Ctf. No. 1300 of 1934  
Ctf. No. 1302 of 1934  
Ctf. No. 1304 of 1934  
Ctf. No. 1305 of 1934  
Ctf. No. 1306 of 1934  
Ctf. No. 1307 of 1934  
Ctf. No. 1328 of 1927

SUMTER COUNTY

Ctf. No. 186 of 1919  
Ctf. No. 829 of 1928  
Ctf. No. 929 of 1932  
Ctf. No. 4493 of 1933

SUWANNEE COUNTY

Ctf. No. 264 of 1915

Upon request from the Secretary for approval, motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize payment of two weeks' salary to George F. Sampson and that the Comptroller be requested to issue warrant as follows:

Geo. F. Sampson, Clerk .....\$ 137.50

The following refund checks were issued during the month of September, 1943, under authority of the Trustees November 29, 1940:

Thurman Knight  
c/o J. Alex Arnett, C. C. C.  
Palm Beach County,  
West Palm Beach, Florida .....\$ 93.50  
J. B. Dees  
c/o I. Walter Hawkins, C. C. C.  
Volusia County,  
DeLand, Florida ..... 15.00  
\$ 108.50

Pursuant to action taken August 3rd, having reference to discussion between representatives of Everglades Drainage District and the Trustees on subject of Murphy Act and State owned lands proper, copy of minutes was furnished Everglades Drainage District and the following was received from the Secretary of the District:

“Commissioner Beardsley, Commissioner Tenant, and Attorney Sapp, the three of whom had just recently returned from Tallahassee for a conference with the I. I. Board relative to sales of Murphy lands, reported that the Trustees at our request agreed not to sell any lands for 60 days within the following area: All of Broward County west of North New River Canal and State Road 26A. That portion of Broward County bounded by Palm Beach-Broward County Line on the North, North New River Canal on the West and South and by range line between ranges 40 and 41 on the East. In Palm Beach County, that area bounded on the North by Township line between townships 44 and 45, on the West by range line between ranges 39 and 40, on the South by Hillsboro Canal and on the East by range line between ranges 41 and 42. They further agreed that Murphy lands may be sold by the Clerks at a basic bid of 7 times the acreage tax rate as fixed in our 1941 Act, plus costs. The I. I. Board is to receive  $\frac{2}{7}$  and we  $\frac{5}{7}$ . In event of overage such excess over minimum bid is to be divided equally between the two Boards. This action of the I. I. Board was subject to concurrence by the Everglades Board. On motion of Commissioner McDaniel, seconded by Commissioner Beardsley and carried, the above arrangement was unanimously concurred in.

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STATE OF FLORIDA           )  
COUNTY OF DADE           ) ss.

I, K. M. Throop, Secretary of the Board of Commissioners of Everglades Drainage District, hereby certify that the above and foregoing is a true and correct copy of excerpts of Minutes of Board of Commissioners of Everglades Drainage District, at a meeting thereof held on the 9th day of August, 1943, as the same appears of record in the Minutes of said Board.

WITNESS my hand and the seal of said District, this 8th day of September, A. D. 1943.

(Signed)

K. M. THROOP,  
Secretary.

(SEAL):

BOARD OF COMMISSIONERS OF  
EVERGLADES DRAINAGE DIST.''

Upon motion duly adopted the Trustees adjourned.

J. M. LEE,  
Comptroller—Acting Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida

September 28, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

#### SUBJECTS UNDER CHAPTER 610

Mr. Bayless reported that at the meeting of the Trustees September 14, bids were received for land in Monroe and Palm Beach Counties advertised for competitive bidding on that date, but as only three members were present sales were made subject to confirmation by the Governor. Result of the competitive bidding was as follows:

- 1 PALM BEACH COUNTY—J. E. Ravlin of Miami, Florida, applicant, was the only bidder with an offer of \$10 an acre for land described as:

That part of unsurveyed Hiatus Lots 4 and 5, lying East of North New River Canal between Townships 45-46 South, Range 37 East, containing an estimated area of 1165 acres.

2. PALM BEACH COUNTY—J. H. White, applicant, was the only bidder, with offer of \$10 an acre for land described as:

All Sections 5 and 9, and that part of Section 15 lying West of State Road No. 26, Township 46 South, Range 37 East, containing approximately 1900 acres.

3. PALM BEACH COUNTY—J. Mark Wilcox, on behalf of L. B. Kirkpatrick, was the only bidder with an offer of \$7.50 an acre for land described as:

Tracts 1 to 10, both inclusive; Tracts 12, 13, 22 to 38 both inclusive; Tracts 41, 42, 49, 50, 53, 54, 55, 56, 61 to 92 both inclusive; Tracts 105, 106, 107, 111, 113 to 118 both inclusive; In Section 12; All Section 14;

Tracts 1 to 8 both inclusive; Tracts 14 to 42, both inclusive; Tracts 45 to 72, both inclusive; Tracts 75, 76, 77, 81 to 86 both inclusive; Tracts 89 to 100 both inclusive;

Tracts 106 to 109, both inclusive;

Tracts 113 to 128, both inclusive;

In Section 22; containing 1158 acres. All in Township 45 South, Range 35 East.

4. MONROE COUNTY—F. F. Ravlin, applied for the land with an offer of \$300 but on competitive bidding his offer reached \$1,050.00 for parcel described as:

A parcel of sovereignty land whose dimensions are approximately 80 feet wide East and West by 400 feet North and South, adjacent to State Road Department R/W immediately South and West of the bridge under construction at Jew Fish, Florida, on State Road No. 4—A, being bounded on the East by Intra-Coastal Waterway, on the West by Short Creek and on the North by road right of way, lying and being in the NE $\frac{1}{4}$

of NW $\frac{1}{4}$  of Section 36, Township 60 South, Range 39 East, containing 0.74 of an acre.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the following offers be accepted for the land above described:

J. E. Ravlin—\$10 an acre—Palm Beach County land.

J. H. White—\$10 an acre—Palm Beach County land.

J. Mark Wilcox, for

L. B. Kirkpatrick—\$7.50 an acre—Palm Beach County land.

F. F. Ravlin—\$1050.00—Monroe County land.

Upon vote the motion was adopted and sales approved.

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Application was presented from Herbert D. Beck, on behalf of Walter J. Sanford, for release of reservations held by the State on the following described land:

50 foot lot in Section 32, Township 43 South, Range 37 East, Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees issue quitclaim deed in favor of Mr. Sanford, covering canal reservations on land described, upon payment of \$5. Upon vote the motion was adopted and so ordered.

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Request was submitted from W. W. Colson, on behalf of client, for release of canal reservations owned by the State in land described as:

S $\frac{1}{4}$  of E $\frac{1}{2}$  of E $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 36, Township 54 South, Range 39 East, containing 2 $\frac{1}{2}$  acres in Dade County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute quitclaim deed in favor of Mr. Colson's client for the purpose of releasing canal reservations covering the land described, payment to be \$5. Upon vote the motion was adopted and so ordered.

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Offer of \$200 an acre was presented from C. A. Bailey for the purchase of the following described land:

Tract 27, less railroad right of way, in Section 31, Township 43 South, Range 37 East, containing 17.96 acres in Palm Beach County.

Mr. Bayless reported that this land is leased at present to W. J. Rawls at \$10 an acre and he is willing to pay \$210 an acre for the parcel.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the land be advertised for competitive bidding based on the offer of \$210 an acre. Upon vote the motion was adopted and so ordered.

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Offer of \$18 an acre was presented from T. W. Conely, Jr., on behalf of client, J. O. Wolff, for purchase of the following described land:

28.37 acres of Lake Bottom land in Section 32,  
Township 37 South, Range 35 East, Okeechobee  
County.

Also offer from Thelma I. Walker of \$15 an acre for same land.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the land applied for by Mr. Wolff and Thelma I. Walker, be advertised for competitive bidding based on an offer of \$18 an acre. Upon vote the motion was adopted and the land ordered advertised.

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Application was presented from the United States, Naval Air Station, for permission to deposit spoil material in the Banana River, dredging work now being done in connection with Banana River Naval Station.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize permit in favor of the United States for spoiling areas required in connection with the Naval Air Station. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that by Contract No. 18778 dated April 26, 1943, the Trustees sold to Robert W. Crouch of Lake Harbor, Florida the following land at a price of \$125.00 an acre:

Lots 16 and 17, Section 20, Township 43 South,  
Range 35 East, containing 33.04 acres in Palm  
Beach County;

that telegram had been received from J. E. Bollinger,

attorney for Mr. Crouch, that a party by the name of Joe Jones is in possession of Lot 17 and refuses to get off the lot. Request was made that the Trustees put Mr. Crouch in possession of the lots immediately.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the case be referred to the Attorney General with request that he take the necessary steps to put Mr. Crouch in possession. Upon vote the motion was adopted and so ordered.

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Mr. Charles O. Moon of Miami, Florida, representing the Doherty interests, submitted an offer to purchase an area of sovereignty land adjacent to upland ownership in Section 3, Township 53 South, Range 42 East, Dade County. Proposal was made to pay the Trustees \$1250 for  $2\frac{1}{2}$  acres of sovereignty land and in addition convey two and one-half acres ( $2\frac{1}{2}$  acres) of other land to the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the price of \$1250 and conveyance of  $2\frac{1}{2}$  acres of land in exchange for which Doherty interests will receive deed to  $2\frac{1}{2}$  acres of State land, the transaction to be subject to approval by the Attorney General and the working out of the exchange and transfer of title, upon descriptions being furnished by Mr. Moon. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented offer of \$1.25 an acre from R. I. Hamrick for purchase of land in Township 38 South, Range 39 East, Martin County, title to which vested in the State under provisions of Chapter 14572, Acts of 1929. Appraisal of the Field Agent on the parcels applied for is as follows:

Section 1	\$ 5.00 an acre
Section 2	3.00 an acre
Section 11	2.50 an acre
Section 12	5.00 an acre
Section 13	5.00 an acre
Section 14	2.50 an acre

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$1.25 an acre for land covered by application from Mr. Hamrick. Upon vote the motion was adopted.

Mr. J. A. Franklin of Fort Myers, Florida, was present and submitted request on behalf of his clients, that action be taken on Glades County land matter that has been before the Trustees on several occasions, involving land in which the Trustees claim an equity by virtue of Everglades Drainage Tax Certificates transferred pursuant to settlement between the District and the Trustees under the 1931 Everglades Act. Statement was made that Estate of C. C. Carlton, Brady Padgett, J. B. Hendry and Sheriff J. J. Wiggins had owned the land in question for a number of years and under provisions of Chapter 20658, Acts of 1941 Legislature, had gone to the Clerk's office and settled up all back taxes and cleared up all tax certificates outstanding; that several months ago notice was received that the Trustees had an equity in the land, giving amount necessary to receive deed from the State, and pursuant thereto he had met with the Trustees March 23rd; that it was tentatively agreed at that time that a test suit be instituted and the matter was referred to the Attorney General to work out details with Mr. Franklin. This was done and three members of the Board agreed on basis of settlement upon completion of the test suit. Later it was decided that the instant case was not desirable for test suit, also that another case had been filed which it was thought would bring out the questions involved, and no further action had been taken on his client's requests.

Attorney General Watson reported that pursuant to action of March 23rd he had in mind bringing suit in connection with which clients of Mr. Franklin would assume certain expenses, in consideration for which he would recommend that the Trustees convey title to the land on the basis of \$1 an acre in the event the suit was won by either side; that upon consultation with the Secretary it was decided that the proposed suit would not bring out the questions involved and, also in view of the fact that other suits had been filed that would settle the question of title. One of the suits in Court was decided by Judge Holland, adversely to the State's interest, but appeal had been taken and the Circuit Court of Appeals has indicated that it will withhold action on any case until opinion is handed down by the Supreme Court of Florida on the question.

Mr. Elliot explained the method of handling Everglades tax certificate lands, since the vesting of title under the 1931 Act, and stated that each year these

lands had been certified to the District for assessment; also that the Clerks of the Circuit Courts of counties within the District had been furnished a list of these lands with instructions that redemptions be not allowed; that in most counties very few, if any, redemptions were allowed, but in the case of Glades County almost the entire ownership of the State was redeemed by individuals. Also that there was a wider discrepancy between amount Trustees would receive and that required to redeem from Everglades taxes in Glades County than in any other county.

Motion was made by Mr. Watson, seconded by Mr. Lee and duly adopted, that in view of the memorandum agreement approved by the Governor, the Comptroller and the Commissioner of Agriculture, and the further fact that the Clerk of the Circuit Court failed to follow instructions from the Trustees to not allow redemption of lands, title to which vested in the State through Everglades tax sale certificates, that clients of Mr. Franklin be allowed to purchase the following land in Glades County at a price of \$1.50 an acre:

C. C. Carlton Estate—

$S\frac{1}{2}$  of  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ ;  $N\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$   
 $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ ;  $SE\frac{1}{4}$  of  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$ ;  
 $N\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$ ;  $NW\frac{1}{4}$  of  $NW\frac{1}{4}$  of  
 $NE\frac{1}{4}$ ;

$SE\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$ ;  $S\frac{1}{2}$  of  $SW\frac{1}{4}$  of  $NE\frac{1}{4}$ ;  
 $NW\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $SE\frac{1}{4}$ ;  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  of  
 $NW\frac{1}{4}$ ;

$SE\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $NW\frac{1}{4}$ ;  $S\frac{1}{2}$  of  $NW\frac{1}{4}$  of  
 $SE\frac{1}{4}$ ;

$NE\frac{1}{4}$  of  $SW\frac{1}{4}$ ;  $SW\frac{1}{4}$  of  $SE\frac{1}{4}$ ;  $W\frac{1}{2}$  of  $E\frac{1}{2}$  of  
 $SW\frac{1}{4}$  of  $SW\frac{1}{4}$ ;

all in Section 24, Township 42 South, Range 29  
 East;

All unsurveyed N of River (Less E. 330 ft. N of  
 River) in Section 28, Township 42 South, Range  
 30 East.

Brady Padgett—

All unsurveyed Section 24, and All unsurveyed  
 Section 25 North of River, Township 42 South,  
 Range 30 East.

J. B. Hendry

All unsurveyed S of River

All unsurveyed

Sec.	Tp.	Rg.
25	42	30
26	42	30

All unsurveyed S of River			
less RR	27	42	30
All unsurveyed S of River	29	42	30
E $\frac{1}{2}$ of SW $\frac{1}{4}$	31	42	30
E $\frac{1}{2}$ and E $\frac{1}{2}$ of NW $\frac{1}{4}$			
Less Lot 55	31	42	30
W $\frac{1}{2}$ of NW $\frac{1}{4}$ & W $\frac{1}{2}$ of SW $\frac{1}{4}$	31	42	30
All unsurveyed	33	42	30
All S of canal, less 6 acres			
in Tr. 47	25	42	31
Frac. Lots 3-4	29	42	31
Tracts 17 to 32 inclusive	29	42	31
All less E $\frac{1}{2}$ of E $\frac{1}{2}$ of SE $\frac{1}{4}$			
of SE $\frac{1}{4}$ and less 12 acres in			
Tract 47	36	42	31

The Secretary was requested to work up the acreages and prepare deeds for execution.

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Mr. J. A. Franklin stated that his client, Mr. Joe Hendry, had been successful bidder on June 1, 1943, for Trustees' Mortgage No. 17363 dated November 12, 1925, in favor of Ralph S. Palmer. Mr. Franklin stated that he had about completed foreclosure and would like the privilege of buying the property in in the name of the State and then get deed from the State, the purpose being to eliminate approximately \$500 of taxes.

The Trustees did not feel that they would be justified in granting request of Mr. Franklin and he was so advised.

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Doyle E. Carlton, and Mr. Ford Graham, for Humble Oil Company, made application to lease State land comprising

100,000 acres in Dade County  
20,000 acres in Monroe County

offering to pay ten cents an acre or \$12,000 with light annual rental if within two years they have not drilled a well to a depth of 6000 feet. Five year lease was requested on regular form used by the Trustees.

J. L. McCord, on behalf of Blanchard and Associates, and Mr. Picton on behalf of Mr. Scranton, stated that they were interested in leasing the same area as it was within 6 miles of land on which they were drilling.

They did not make an offer but stated they would like to discuss the matter with the Trustees in executive session.

Mr. Pieton presented application for lease of oil rights held by the Trustees on Model Land Company and offered annual rental of ten cents an acre to be divided between the Trustees and Model Land Company. Mr. Pepper stated that Model Land Company thought a proper division would be 6 cents to the Company and 4 cents to the Trustees.

Mr. W. H. Jackson, on behalf of Arnold Oil Explorations, Inc., withdrew application for extension of time under the Company's contracts for carrying on oil explorations which had been requested at the meeting September 8, and made application for drilling blocks under provisions of Exploration Contract and Option to Lease, submitting Cashier's check in amount of \$10,000 for 20 drilling blocks.

Mr. LeRoy Collins, representing Mr. Pinckney of Texas, stated that his client was under the impression that question had arisen as to whether or not Mr. Arnold had complied with the terms of his contract; that the matter had been referred to the Oil Committee and report from said Committee was that he had not complied with the contract; that Mr. Pinckney was interested in leasing certain of the areas covered by the Arnold contract.

Argument was heard from both sides as to the status of the lease.

The question which had been referred to the Oil Committee of the Trustees was: To submit its recommendations as to whether or not the Trustees were justified in granting an extension of time for completing oil explorations. The Committee submitted its report on September 21st and recommended in the negative.

Mr. Collins, on behalf of Mr. Pinckney, was of the opinion that the provisions of the Exploration Contract in favor of Arnold Oil Explorations, Inc., had not been complied with and Mr. Arnold was not in position to request leases.

Mr. Arnold replied that he had complied with all provisions of the contract and as a result thereof had made application for leases and tendered cashier's check for \$10,000 covering amount required for leases.

Upon suggestion of the Governor, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees receive the document and Cashier's check tendered by Mr. Arnold and that they be referred to the Oil Committee for investigation and report to the board upon the question of whether or not the application and tender of money is in order under the terms of the agreement. Upon vote the motion was adopted and so ordered.

Mrs. Edna O'Guinn applied to lease certain areas under the Arnold Contract in the Lake areas and also stated that she desired to lease areas in Old Tampa Bay and Pannasoffkee Lake, but made no offer.

All parties interested were given opportunity to be heard and general discussion was entered into. Also discussion was had as to whether or not State land should be advertised for competitive bidding for leases, and whether or not applications should be referred to the Oil Committee for study before presentation to the whole board.

The Trustees requested the Oil Committee to submit a report on the question of whether or not Arnold Oil Explorations, Inc., had performed those things provided for in the contract with respect to oil explorations.

All applications and proposals were referred to the Oil Committee for study and recommendations. All parties were requested to submit proposals in writing and were advised that they might appear before the Oil Committee for discussing any points if desired.

Mr. Carlton stated that in view of application presented from Humble Oil Company covering State lands in South Florida, in which Mr. McCord now states his client is interested, he would like to hear any offer made from another party for this tract and should it be decided to consider such offer at an executive session his client would also like to be heard.

The Trustees were in agreement that any applications or offers to be submitted for leases be in open meetings, and that there would be no reason to have executive sessions as it was possible that competitive bidding would be had.

The Attorney General inquired if it was the desire of the Trustees that decision be had as to title of Hiatus strips discussed in connection with proposal from Model Land Company. It was the opinion of the board that it would not be necessary to decide that question at this time.

Application was presented from the City of Moore Haven for the purchase of several lots within the City limits, title to which came to the State through settlement with Everglades Drainage District pursuant to provisions of Chapter 14717, Acts of 1931. Offer of \$60 was made for six lots, which was in excess of the amount the Trustees have in the land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept \$60 in payment for the following Lots in Glades County:

Lots 5 and 6, Block 5, City of Moore Haven

Lots 15 and 16, Block 6, City of Moore Haven

Lots 14 and 16, Block 7, City of Moore Haven,

covered by Everglades Drainage Tax certificates No. 453, 455, 456 of 1926 and No. 206 of 1929. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Lee and adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Secretary & Engineer	\$ 400.00
F. Elgin Bayless, Chief Clerk	
Land Office .....	350.00
Less Insurance .....	2.95
	<hr/> 347.05
M. O. Barco, Clerk-Stenographer	175.00
Jentye Dedge, Clerk-Stenographer	175.00
H. L. Shearer, Clerk Land Office	75.00
J. B. Lee, Guard Timber Tract	20.00
Protective Life Insurance	
Ralph Newman Agencies	2.95
James H. Millican, Jr.,	
Ass't. Atty. Gen.....	26.60
George M. Powell,	
Ass't. Atty. Gen.....	13.50
Studstill & Hollenbeck, Inc.,	
West Palm Beach.....	.96
J. Alex Arnette, C. C. C.,	
Palm Beach County.....	7.10
Palm Beach Publications, Inc.,	
West Palm Beach.....	18.75
News-Press Publishing Company,	
Fort Myers.....	11.25

The Key West Citizen, Key West.....		14.25
Trustees Internal Improvement Fund .....		
(Account Chapter 18296) Tallahassee, Florida		
Refund account erroneously pay- ing bills as follows:		
F. Elgin Bayless.....	80.75	
F. C. Elliot.....	23.61	
W. B. Granger.....	19.30	
J. F. Cochran, Postmaster.....	10.00	133.66
		<hr/>
T O T A L .....		\$1,418.12

### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	10-21-42	2
Bay	7-19-43	34
Bay	8-23-43	18
Bay	9- 6-43	7
Brevard	9- 6-43	34
Broward	8-16-43	226
Charlotte	9- 6-43	12
Clay	9- 4-43	14
Columbia	9-15-43	7
Flagler	9- 6-43	16
Gulf	9-13-43	1
Hendry	8-27-43	2
Highlands	9- 6-43	1
Hillsborough	8-30-43	167
Indian River	9-13-43	19
Lafayette	9-10-43	1
Lake	8- 9-43	122
Lee	6-28-43	10
Manatee	9- 6-43	15
Sarasota	9-13-43	10

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and

authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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The Secretary reported that there was available \$50,000 for transfer to General Revenue from funds under Chapter 18296, and that the Comptroller had been requested to issue warrant in favor of the State Treasurer transferring such amount.

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Applications were presented from the State Road Department for right of way across Murphy Act land in Pinellas and Polk Counties to be used in connection with State Roads.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize easements in favor of the State Road Department involving Murphy Act land desired in connection with the following State Roads:

Pinellas County—State Road No. 64—SRD No. 23—R/W;

Polk County—State Road No. 79—SRD No. 460—Borrow Pit.

Upon vote the motion was adopted and so ordered.

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Four applications were presented from the United States for leases on Murphy Act land in Dade, Orange and Sarasota Counties, desired for use in connection with bases located in such counties.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize leases executed in favor of the United States covering Murphy Act land desired in connection with Army Bases as follows:

DADE COUNTY: Blocks 8 and 9 of Ponce De Leon, as recorded in Plat Book 14, Page 79, Public Records of Dade County, Florida, for use in connection with Radar Station, Homestead Base;

ORANGE COUNTY: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26, and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 34, Township 22 South, Range 30 East, containing 40 acres. (2 leases)

SARASOTA COUNTY: Lots 1, 3, 4, 5, 6, 7, 8, 9, 17, 20, 21, Block 123;  
 Lots 1 to 9 Incl., and 11 to 26, Incl., Block 124;  
 Lots 5, 6, 7, 20, 21, 22, 23, 24, 26, Block 125;  
 Lots 2, 4, 5, 7, 9, 13, 14, 15, 16, 17, 18, 20, 21, 22,  
 Block 131, all in Venezia Park, for use in connection with Venice Air Service Depot.

Upon vote the motion was adopted and leases ordered executed for delivery.

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Request was presented from the City of Moore Haven making application to purchase certain lots within the city limits on which municipal liens are outstanding. Statement was made that the War Department has recently approved construction of houses for defense workers and it is proposed to use these lots for that purpose. Offer of approximately one-fifth of the 1932 assessed value was made for the following lots:

Lots 2 and 3, Block 5;  
 Lots 3 and 4, Block 6;  
 Lots 9 and 10, Block 7;  
 Lots 2, 3, 4, 5, 6, 7, 8, Block 8;  
 Lots 13 and 14, Block 10;  
 Lots 5, 6, 7, Block 11;  
 Lots 3, 4, 5, 9, Block 29;  
 Lot 4, Block 30.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept one-fifth of the 1932 assessed value for the lots described and located in the City of Moore Haven, title to which is in the State under Chapter 18296. Upon vote the motion was adopted and it was ordered that deeds be prepared under the provisions of Chapter 21684, Acts of 1934, providing for conveyance without advertisement.

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Application was presented from Florida Power and Light Company for easement across Murphy Act land in Dade County for the purpose of constructing an electric distribution line to serve Pan American Airways, Inc.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way in favor of Florida Power and Light Company through the following described land, title to which vested in the State under Chapter 18296:

N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28, Township 53 South,  
Range 40 East, Dade County.

Upon vote the motion was adopted.

Request was submitted from the City of Winter Haven for conveyance under the provisions of Chapter 20424, Acts of 1941, of land in Polk County, title to which came to the State under Chapter 18296.

The Secretary reported that certificate of prior ownership had been filed and amount required deposited with the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute Municipal Deed No. 28 Polk County in favor of the City of Winter Haven. Upon vote the motion was adopted and so ordered.

Upon request from the Clerk of the Circuit Court of Nassau County, transmitted to the Trustees by the Comptroller, for cancellation of Murphy Act certificates

No. 813 of 1929,  
No. 4680 of 1933,

covering land owned by the County, motion was made by Mr. Mayo, seconded by Mr. Larson, that the above certificates be recommended to the Comptroller for disposition under authority vested in him, the Trustees herewith disclaiming interest in such certificates on the ground that the property was owned by the County and used as the County Jail site at the time the land was assessed. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Lee and duly adopted, that the following salaries and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk & Bookkeeper.....		\$ 250.00
Helen Phillips, Clerk & Stenographer..		175.00
Mary Evans Voss, Clerk-Stenographer		150.00
J. R. Roberts, Clerk.....	175.00	172.08
Less Insurance.....	2.92	
		<hr/>
M. O. Barco, Clerk-Stenographer.....		25.00
Jentye Dedge, Clerk-Stenographer.....		25.00

F. C. Elliot, Secretary .....	50.00
Aetna Life Insurance Co., Ralph Newman Agencies.....	2.92
Comptroller, State of Florida.....	.90
H. H. Bohler, Tallahassee, Florida.....	305.00
The Western Union Telegraph Company, Tallahassee.....	3.94
Postal Telegraph-Cable Company, Tallahassee .....	1.16
The H. & W. B. Drew Company, Jacksonville .....	15.00
Chas. H. Pent, C. C. C., Hillsborough County, Tampa.....	7.50
J. F. Cochran, Postmaster, Tallahassee .....	30.00
<b>T O T A L .....</b>	<b>\$ 1,213.50</b>

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer  
For transfer to General Revenue      \$50,000.00

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida

October 5, 1943

The Trustees of the Internal Improvement Fund met  
on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

## SUBJECTS UNDER CHAPTER 610

Mr. Bayless presented offer of \$25 from William J. Bullock of Monticello, Florida, for the purchase of a small island about three miles northwest of the mouth of Fen Holloway River, located between Rock Island and the shore, and containing approximately two (2) acres in Taylor County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the offer of \$25 from Mr. Bullock be declined. Upon vote the motion was adopted.

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Application was presented from William J. Bullock for lease on Rock Island, West of the mouth of Fen Holloway River in Taylor County, containing approximately six (6) acres, and \$1 an acre annually was offered for the lease. Statement from Mr. Bullock was that he would be willing for lease to stipulate that the island would not be posted or closed to anyone nor would a charge of any kind be made to anyone wishing to land on the island or camp on it.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize lease on Rock Island for a period of three (3) years upon payment of \$1 an acre annually, the lease to contain a clause that the island would not be posted or closed to anyone, nor any charge made for persons landing or camping on it. Upon vote the motion was adopted and so ordered.

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Offer of \$8 per thousand was submitted from D. Graham Copeland for 639,100 feet of timber located on 200 acres of State land described as:

Sections 23, 24 and 25, Township 51 South,  
Range 32 East, Collier County.

Mr. Bayless reported that this is land which the Trustees are to receive in exchange with the United States Government in connection with Seminole Indian Reservation.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offer of \$8 per thousand from Mr. Copeland for timber on land described. Upon vote the motion was adopted and so ordered.

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Letter was submitted from G. V. Hudson, offering \$897.70 for

Lots 3 and 4, Section 33, Township 35 South,  
Range 30 East, Highlands County,

located on the south side of Lake Istokpoga.

Motion was made by Mr. Watson, seconded by Mr. Lee, that offer of \$897.70 from Mr. Hudson be accepted for the land described, the price being in line with appraisal of the Field Agent. Upon vote the motion was adopted and so ordered.

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Offer of \$160 was presented from George J. McCain for the purchase of the following described parcel of land:

SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 15, Township 10  
South, Range 26 East, Putnam County.

The offer being lower than the appraised value of the land, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline to sell the land at a price of \$160 but it was agreed that a counter proposal be made to accept \$300 for the 40-acre tract applied for by Mr. McCain. Upon vote the motion was adopted and so ordered.

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Application was presented from T. W. Conely, Jr., on behalf of J. R. Edwards, offering \$10 an acre for partial release of Mortgage No. 17199. Mr. Bayless reported that similar releases had been allowed on the same basis.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees authorize partial release of Mortgage No. 17199 insofar as it affects that part of Lots 9 and 14, lying outside of the Plan of Reclamation of Eagle Bay, containing 19 acres, said parcels being located adjacent to property owned by Mr. Edwards. Upon vote the motion was adopted and so ordered.

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Motion was offered by Mr. Lee, seconded by Mr. Mayo, that the Trustees decline offer of \$40 an acre from Raymond R. Lord, on behalf of Eugene A. Sands, for

Lot 2 of Section 27, Township 64 South, Range 35 East, containing  $10\frac{1}{2}$  acres, located on Long Key, Monroe County,

for the reason that the price was considerably lower than sales recently made in that locality. Upon vote the motion was adopted with the suggestion that Mr. Lord be informed that the Trustees would be glad to consider a higher bid should he desire to submit one.

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Offer of \$20 an acre was presented from L. S. Remsberg for the purchase of

NE $\frac{1}{4}$  of Section 10, Township 50 South, Range 40 East, containing 160 acres in Broward County, located approximately 18 miles from Fort Lauderdale.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$20 an acre for the land described, conditioned that purchaser assume any outstanding drainage taxes against the tract. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$2 an acre from Pepper & Coffrin, on behalf of client, for the purchase of the SW $\frac{1}{4}$  and E $\frac{1}{2}$  of Section 6, Township 49 South, Range 41 East, Broward County, the price being considered too low for land. Upon vote the motion was adopted and so ordered.

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Attorney General Watson reported that injunction had recently been granted by Judge F. R. Hocker in suit brought by the Trustees against Wilson Cypress Company and recommended that an appeal be taken to the State Supreme Court.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Attorney General proceed with an appeal to the State Supreme Court against the injunction granted by Judge Hocker in the Wilson Cypress Company suit. Upon vote the motion was adopted and so ordered.

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Offer of \$25 an acre was presented from West Palm Beach Development Company for 13.8 acres of reclaimed

lake bottom land formerly covered by the waters of Lake Mangonia, adjacent to

Government Lot 2, Section 16, Township 43  
South, Range 43 East, Palm Beach County.

Mr. Bayless reported that the land is located within the city limits of West Palm Beach, and that no appraisal has been made of the lot.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees defer action on offer from West Palm Beach Development Company pending investigation by Mr. Bayless as to the character and value of the land. Upon vote the motion was adopted and so ordered.

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Information was furnished by Mr. Bayless that on September 14 sale was had of sovereignty land adjacent to Jew Fish Creek, the area being estimated at approximately 0.80 of an acre; that competitive bidding was had and J. E. Ravlin's bid of \$1050 was the highest made; that when survey was made it developed that there were 4.47 acres and one of the parties who had bid stated he would have offered more had he known the acreage was more than 0.80 of an acre.

Since the land was advertised as having an area of 0.80 of an acre the Trustees considered it proper that readvertisement and resale be had based on the found acreage of 4.47 acres, whereupon motion was made by Mr. Watson, seconded by Mr. Mayo, that the land be advertised with correct acreage as shown by survey. Upon vote the motion was adopted and so ordered.

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Governor Holland called attention to letter received from J. L. Covington of Quincy, Florida, having reference to purchase of timber. The letter suggested that there might be a possibility of purchasing pulpwood from the Trustees by a selective cutting of the Jack Pine in the Chattahoochee area, located on State land; that the United States Government was needing all the pulpwood available but in most cases in the vicinity of Quincy the owners decline to sell.

Mr. Mayo was of the opinion that all of the timber on State land would be required for the needs of the State, and suggested that the inquiry from Mr. Covington be discussed with Dr. Therrell before any action is taken.

Governor Holland stated that if the cutting was to be selective and the timber needed thinning, it might be advisable to allow this to be done, and pointed out that it was being done at Raiford. He suggested that Mr. Bayless in taking the matter up with Dr. Therrell make the suggestion that if the timber needs thinning this might be a good way to have it done. The matter was referred to Mr. Bayless for taking up with Dr. Therrell.

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Governor Holland presented wire from Jay N. Darling of Des Moines, Iowa, in which request was made that no sales be made of any part of Sanibel Island, Lee County, until the Conservation Association has opportunity to place a bid.

Upon inquiry, it was learned that no sales were pending for land on Sanibel Island, and the telegram was referred to Mr. Bayless for attention.

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Mr. Bayless submitted on behalf of Florida Oil and Refining Company, by Mr. McCord, offer for leasing 165,000 acres in Dade County, form of lease to be same as that used in the past, the lease to provide in addition to the usual royalty that a bonus be paid of 10 cents per acre cash on delivery of lease and 90 cents per acre out of every 32nd barrel of oil or unit of gas produced in kind from the section on which well is located. Proposal stated that drilling operations would begin within six months after lease granted by the Trustees.

Mr. Watson suggested that this proposal should be referred to the Oil Committee.

Honorable Doyle E. Carlton and Mr. Graham, representing the Humble Oil Company, being present, protested that if this lease is granted on lands described in above proposal, it would overlap application of Humble Oil Company by about 83,000 acres.

Mr. Watson asked Mr. Graham if his Company was under obligation at this time to drill on lands in Collier County. Mr. Graham said they were not; that if investigations showed desirability for drilling, they would go ahead and drill, but there was no compulsion for drilling.

Mr. Watson stated that the Oil Committee was going thoroughly into the applications for oil leases but have

not yet completed their report; that among these applications is that of the Humble Oil Company; that report will be submitted to the Trustees at their meeting next Tuesday, but he was not now ready for Trustees to take final action on any oil lease proposal.

Mr. Watson asked Mr. McCord and Mr. Graham were they not very much encouraged that oil had been found, based on investigations made and their findings. Both Mr. McCord and Mr. Graham stated they were finding favorable indications, but were unable to state that oil had been found.

Mr. Graham, in discussing costs involved, stated his Company had about 11,000 feet of 7 and 9 inch casing in wells in Florida, which casing cost around \$40,000; that about 90% of this can be salvaged.

General discussion was had as to costs of getting on the ground, time required to actually get located and drilling operations begun. It was urged by Members of the Trustees that actual drilling operations is what the Trustees desire. Mr. McCord's offer as above submitted by Mr. Bayless promises drilling operations within six months. Offer which has been filed by Humble Oil Company promises drilling operations in two years. The longer period of time — 2 years under proposal of Humble Oil Company — was discussed. Mr. Graham stated that his Company would meet the offer of Mr. McCord's Company, both as to time of beginning drilling operations and the price to be paid for lease.

Governor Holland stated that this offer definitely changes proposal submitted by the Humble Oil Company now under consideration, and suggested that Mr. Graham submit in writing his new proposal embodying these conditions; also that Mr. McCord submit another proposal which would clarify that part where payments are set up. Governor Holland further stated that if the Oil Committee could complete its report and submit the same prior to next Tuesday, it would be desirable as the Oil Companies are very anxious to get disposition made of their proposals in order that they can get to work.

Mr. Picton, representing Mr. Scranton, brought up the matter with reference to the joint lease application between the Trustees and the Model Land Company, stating that it was his understanding that his Company had an option to acquire lease and that they may exercise said option at any time before April 30th, 1943. If drill-

ing blocks are selected, they would have to pay a sum of 10 cents per acre to be divided between the Trustees and the Model Land Company, and drilling operations would have to be begun before July 1st, 1944.

Discussion was had as to what is meant when it is said "drilling operations" will begin. Governor Holland and other Members of the Board were under the impression that "drilling operations" meant actual drilling. It was explained by the oil men present that drilling operations meant the actual getting under way of operations for drilling, such as digging pit, installing the rig, et cetera, but it did cover the actual presence on the ground of the rig and getting the same installed ready for actual drilling. Construction of roads to the site, transportation, and other things looking to arriving at the drilling location, are preliminary work not covered by "drilling operations." Further, that the Courts of Texas have held that OPERATIONS are carried on on the premises itself.

Mr. Pepper of the Oil Company represented by Mr. Picton was present during the entire discussion.

There was evident throughout the entire discussion the Trustees' desire for early actual drilling operations, and both the Humble Oil Company and the Florida Oil and Refining Company urged early acceptance of their proposals made at this meeting—which would require that drilling operations be begun by them within six (6) months from date of lease.

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Mr. Elliot presented the following applications for purchase of Palm Beach County land, title to which came to the State under Chapter 14572, Acts of 1929:

W. F. and Gertie Kennemore, offer of \$43.59 for Lots 48 and 49, Block 7, Monroe Heights, an addition to Riviera, Florida, including \$5 for release of statutory reservations;

Janie Sims offers \$68.31 for Lots 1, 2 and 3, Block 29, First Acrehome Park Addition to Kelsey City, Florida, including \$5 for release of statutory reservations.

Copy of resolutions was presented showing action taken by the Board of County Commissioners of Palm Beach County, recommending sale at the prices offered. The offers being less than the cost of Master's deed, the

County agreed to accept a pro-rated share of amount due, allowing the State to be paid in full.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offers submitted from W. F. and Gertie Kennemore—\$43.59—and from Janie Sims—\$68.31, for Palm Beach County lots described, it being understood that the equity of the State is to be paid in full and that \$5 of each offer is in payment for quit-claim of statutory reservations. Upon vote the motion was adopted and deeds ordered issued.

### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot submitted the following suggestions from the Attorney General with reference to "Special Cases:"

"Rules as to Special Cases:

The Trustees will consider no application as "Special Cases" except it be shown that one of the following situations apply:

1. That the land sought to be purchased has been subdivided into lots and/or blocks, assessed at boom time value.

2. Where it appears that the property assessed in 1932 as improved property is now unimproved property.

3. Where it appears that the 1932 assessment by error did not reflect a just assessment in comparison with the surrounding property.

4. Where it appears that there are tax liens of equal dignity with state taxes on the property in excess of actual value of the property.

That no special case will be considered by the Trustees unless affidavits showing facts to establish one of the above grounds are submitted. At least one affidavit made by prospective purchaser and one made by agent of Trustees, or tax assessor or tax collector of the County where the land is located."

Upon consideration of the suggestions, motion was made by Mr. Mayo, seconded by Mr. Lee, that the above suggestions be adopted as rules of the Trustees with

reference to Special Cases. Upon vote the motion was adopted and so ordered.

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Discussion was had as to establishing a policy of accepting twenty-five (25) per cent of the 1932 assessed value for Murphy Act lands where application is made by the United States for purchase under Chapter 21684, Acts of 1943; also as to whether or not the same formula should be used as basis of award in condemnation suits by the Federal Government. Mr. Elliot reported that there were several requests in his office at this time from the War Department applying to purchase on the basis of one-fourth of the 1932 assessed value.

The Governor stated that he was not favorable to adopting a policy that would fix twenty-five per cent of the 1932 assessed value as an amount for which Murphy Act lands could be purchased as he thought each application should be considered on its own merits based on value of the land.

Mr. Elliot was of the opinion that such policy should not be established, since in the case of the United States no public bidding would be had and the 25% basis would be the purchase price. It was shown that award under condemnation proceedings gave to the Trustees a greater amount than 25 per cent.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees do not approve as a policy a purchase price of one-fourth of the 1932 assessed value in making sales to the United States. Upon vote the motion was adopted.

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Request was presented from the City of Jacksonville that Murphy Act sale held July 28, 1943, in favor of Gertrude Eaton be declined and that Lots 82 and 83 of Block 73 be conveyed to the City for use as part of a playground in Murray Hill. Information was furnished that initial part of the sale had been completed and only acceptance and execution of deed by the Trustees remained to be done.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees decline request from the City of Jacksonville and that sale to Gertrude Eaton be proceeded with in the regular manner. Upon vote the motion was adopted and so ordered.

Mr. Elliot reported with reference to Murphy Act land in Nassau County, described as:

Lots 24, 25, 26, 27, Block 2, City of Fernandina, Florida.

Information was that a small negro shack is located on one or two of the lots and heretofore rent has been paid to Executors of the estate of former owner; that on August 24 the Clerk was instructed to collect rent from the property and remit to the Trustees, but instruction is now desired as to whether or not action should be taken to recover back rental.

It was the opinion of the Trustees that since the amount involved would be very small, and since arrangements had been made for future rent to be paid to the Trustees, it would not be worth while to attempt recovery of back rent. It was so ordered.

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Resolution was presented from the Board of County Commissioners of Broward County requesting withdrawal from sale of Murphy Act land, comprising approximately 140 lots in Everglades Land Sales Company's Second Addition to Lauderdale, pending negotiations for acquisition of the lots by the County either by donation or through sale.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the request from Broward County be granted and the lots be withdrawn from sale pending investigation. Upon vote the motion was adopted and so ordered.

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At the meeting held August 4 the Trustees referred to the Attorney General resolutions from the City of Miami, requesting conveyance under Chapter 21929, Acts of 1943, of Murphy Act land for exclusive use as a source of public water supply. The application involves approximately all of Sections 11, 12 and 14 of Township 53 South, Range 39 East. Opinion was rendered by the Attorney General August 13 but action deferred till this meeting.

Opinion of the Attorney General was read, with comment from him that the City of Miami had not shown the need for acquiring the lands for public purposes, nor had it been shown that the City was authorized to

acquire property for the purpose set up in request. Governor Holland inquired as to whether or not the City could be required to pay for the land as he was not in favor of conveying three sections of land without compensation; also asked whether the Act was compulsory or directory. Mr. Watson replied that the Law was directory. Governor Holland suggested that the City of Miami be furnished with a copy of the Attorney General's opinion with the indication that it would be desirable for an offer to be made the Trustees in line with price received for nearby sections recently. Upon inquiry from Mr. Mayo as to the necessity of three sections, Mr. Elliot informed the board that the area requested was not excessive as it would be needed for catchment and impounding of water to meet the City's water supply needs. Mr. Lee was of the opinion that the land should not be conveyed without compensation.

Motion was made by Mr. Watson, seconded by Mr. Mayo and adopted, that a copy of the Attorney General's opinion be furnished the City of Miami, along with a statement that the Trustees had raised the question as to the propriety of conveying such an area without cost, and to request that information be furnished by the City that would show justification therefor.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that the application from the Hillsborough County Park Board be held in abeyance pending further investigation of the areas involved. Upon vote the motion was adopted and so ordered.

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Resolution was presented from the Board of County Commissioners of Hillsborough County, requesting conveyance under the provisions of Chapter 21929, Acts of 1943, of

Lot 2, Block 3, of Ed Price's Subdivision, per map or plat thereof recorded in Plat Book 4, Page 21, Public Records of Hillsborough County, Florida, covered by Certificate No. 10358 of 1933,

such parcel to be used as a site for Ballast Point Volunteer Firemen's Club.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees grant request of Hillsborough

County and execute deed conveying the lot described for the purpose stated. Upon vote the motion was adopted and so ordered.

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The Trustees deferred action on two requests from the City of Haines City, Polk County, for conveyance of Murphy Act land under provisions of Chapter 21929, Acts of 1943.

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Application for allowance of protest in Alachua County was presented from Dosha Williams, former owner. Statement was made that former owner was high bidder at sale held May 19, 1943—Report No. 39—that protest was entered by the City of Waldo and a second sale held August 18, 1943, with the City of Waldo as high bidder. At second sale Dosha Williams did not have the money to bid higher but states she is now in position to make higher bid and requests that her protest be allowed even though the 21 day protest period has elapsed.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that protest be allowed in the Dosha Williams case and the Clerk notified to readvertise the property for sale. Upon vote the motion was adopted and so ordered.

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Application was presented from John C. Moore, Tallahassee, Florida, on behalf of heirs of E. R. L. Moore, for allowance of protest to Franklin County sale in favor of Lizzie Kersey, dated July 5, 1943, statement being made that heirs of former owner did not receive notice of sale.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees allow protest requested by John C. Moore, and that the Clerk be notified to readvertise the land for sale as required under the rules. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees do not allow protest filed by W. C. Lockhart to sale of Polk County land in favor of Dora and Fisher Lee, sale of July 30, 1943, Report No. 42, the basis for protest not being considered sufficient

to warrant granting request. Upon vote the motion was adopted and so ordered.

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Motion was made and adopted that the Trustees recess until after lunch.

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#### AFTERNOON SESSION

Present at beginning of meeting: Governor, Comptroller, and Commissioner of Agriculture. Attorney General Watson came to the meeting as hereafter indicated.

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Request was presented from Private Horace B. Rowell, stationed at Camp Carson, Colorado, that the Trustees withdraw from sale, for such time as he is in the military service of the U. S., and six months thereafter, land in Section 12, Township 22 South, Range 22 East, Sumter County, formerly owned by him and offered for sale September 20, 1943.

Mr. Elliot reported that upon approval of the State Treasurer the Clerk of the Circuit Court of Sumter County had been instructed to withhold from sale the land formerly owned by Mr. Rowell until the Trustees could pass upon the application; that affidavit from Private Rowell, as to his former ownership, was on file and letters had been received from J. C. Getzen of Bushnell, Florida, and from the office of Staff Judge Advocate, Camp Carson, Colorado, requesting that sale not be made.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that land formerly owned by Horace B. Rowell in Section 12, Township 22 South, Range 22 East, be withheld from sale during his military service and six months thereafter, and that the Clerk be so instructed. Upon vote the motion was adopted and so ordered.

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Application for allowance of protest after expiration of the 21 day period was presented from Sarah H. Bard on behalf of Robert Scipio, colored, statement being made that Scipio, as former owner, was out of town on July 3, 1943, date of sale, and through ignorance did not know his property was being sold.

Motion was made by Mr. Mayo, seconded by Mr. Lee,

that protest be allowed in favor of Robert Scipio and that Lot 11, Block 290, Forward's Sub., of Palatka, be readvertised and sale held in the usual manner. Upon vote the motion was adopted and protest allowed.

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Request was submitted for allowance of protest to Volusia County sale of August 2, 1943, Report No. 38. Former owner, Bessie Hill Dye of Nashville, Tennessee, filed statement that upon recommendation of the Clerk's office she attempted to have Mr. Morton McDonald represent her, but he failed to receive the letter and no one bid for her at sale. She requests that the land be readvertised and new sale held.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that protest of Mrs. Dye be allowed and that land bid in by J. E. Pittman, Docket Nos. 173—8 and 173—9, be readvertised and sold. Upon vote the motion was adopted and so ordered.

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The Secretary presented Bay County case of Mrs. Jennie Goodwin and Ruth M. Lief, involving Lots 11 to 20, Block A 17, Lynn Haven, which has been before the board at several former meetings, the last being June 29th at which time the Trustees agreed to accept bid of \$60 from Mrs. Goodwin, as former owner. Subsequent to that action other information has been received which complicates the case.

The file on the case was reviewed and upon discussion the Governor suggested that because of confusion, the property might be taken off the market and not be sold for the present.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that all former action be rescinded and that the Lots be withdrawn from sale until further instructions from the Trustees. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that Alachua County case, involving bid by Mrs. M. C. Howard and protest by Mrs. Sue D. Hickson, had been considered by the Trustees at the meeting of September 14th, and upon information presented by Mr. Birket F. Jordan the Trustees instructed the Clerk to readvertise the lands and give notice that

no further protests would be considered. Following such action, letter was received from Baxter & Clayton, Attorneys for Mrs. Hickson, urging the Trustees to reconsider action of September 14th and informing the board of conditions surrounding the bidding. Careful consideration was given to all facts submitted from both sides and suggestions made as to proper disposition of the case.

Governor Holland inquired as to the outcome of a similar case in Alachua County, where deed was made to Mrs. Bessie M. Yancey, and information was given that suit had been filed enjoining the Trustees from delivering the deed.

Attorney General Watson recorded as being present.

Mr. Lee moved that in the case of Mrs. Sue D. Hickson, all bids be rejected and the property withdrawn from sale. Seconded by Mr. Watson.

Mr. Mayo moved that deed be executed in favor of Mrs. Hickson, otherwise the question would come up again and she would be in jeopardy of losing her home.

There being no second to Mr. Mayo's motion, a vote was taken on motion of Mr. Lee, result being: Yeas, Mr. Lee and Mr. Watson. Nays, Mr. Mayo. Motion of Mr. Lee was adopted and the Secretary requested to notify the Clerk of Alachua County to withdraw the land from sale until further instructions from the Trustees.

Governor Holland suggested that it might be advisable to hold cases of this kind until next session of the legislature at which time special legislation might be enacted to allow persons in this kind of situation an opportunity to regain title to their homes.

Mr. Elliot suggested that in connection with cases of this kind it might be advisable to have the Clerk make the following announcement at the beginning of sale:

"Only the highest cash bid received during the conduct of the sale, while the parcel is being offered, will be reported to the Trustees."

Discussion was had as to the effect of such announcement and the Secretary was directed to take up the matter with the Attorney General.

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Motion was made by Mr. Mayo, seconded by Mr. Wat-

son, that based on opinion from the Attorney General the Trustees recommend to the Comptroller that certificates against Lot 15, Block B, Hastings Villa, St. Johns County, be cancelled on the ground that Mrs. J. B. Hughes was entitled to widow's exemption up to \$500 and be allowed to redeem the property from any outstanding tax sale certificates on the basis of difference between the assessment and exemption. Upon vote the motion was adopted and it was ordered that the bid of Marie S. Thigpen, high bidder at sale of May 12, 1943, be refunded.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, and adopted, that action heretofore taken by the Trustees be reaffirmed in St. Johns County case of John and Florrie Walker involving sale of October 9, 1942—Lots 1, 2, 13 and 14, Block 1, Clarks S/D of Block 55, Dancy Tract—bid off in name of D. E. and Rena B. Porter, information having been furnished the Trustees that Disability Exemption should have been allowed on the ground that John Walker has been an inmate of Florida State Hospital for insane since May 1910.

It was the opinion of the Trustees that position taken by Attorney for Mr. Porter, that exemption claim could not be filed after sale had been held, had no bearing on the question.

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Hardee County case was presented involving bid of Horace Gough, protested by Snell Norris claiming former ownership. History of the case was reviewed and upon all claims and representations having been given consideration, motion was made by Mr. Mayo, seconded by Mr. Watson, that action of the Trustees November 18, 1942, be affirmed, which was that the Trustees disclaim any interest in the Certificates covering Lots 6 and 7, Block D, Melrose Place, Wauchula, based on disability exemption to which Snell Norris was entitled. Upon vote the motion was adopted and so ordered.

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Letter was presented from Mr. Doyle Campbell, Attorney for Perry, Hahn and Campbell, requesting that action of the Trustees March 16, 1943, be rescinded, Re: sale of December 8, 1942, at which F. M. Hahn, W. N. Perry and Doyle Campbell bid \$491.50. The Trustees were also requested to decline their bid on the ground that they

bid on the parcel as improved property when in fact it was unimproved.

Upon review of the file, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees stand by action taken March 16, 1943, declining to reject the bid. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees disclaim any interest in Certificates No. 462 and No. 493, sale of 1934, covering the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 15, and Lot 93, Bayview, Section 31, all in Township 1 South, Range 19 West, Walton County, and recommend to the Comptroller that certificates be cancelled on the ground that disability exemption should have been allowed T. A. Johnson, a disabled Spanish-American War Veteran. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bradford	9-25-43	2
Calhoun	8-23-43	3
Escambia	8-20-43	14
Hardee	9- 6-43	48
Indian River	8-16-43	16
Lake	6-14-43	1
Marion	9- 6-43	55
Martin	8- 2-43	9
Martin	8- 2-43	6
Martin	9- 6-43	4
Orange	9- 6-43	48
Pasco	9- 6-43	39
Polk	7-30-43	64
Putnam	10- 3-42	3
Putnam	12- 5-42	1
Putnam	9- 4-43	48
Walton	6-28-43	7

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds

corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Consideration was given to Palm Beach County case, having reference to Murphy Act Certificate No 10538 of 1927 and No. 35754 of 1933, covering the NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 6, Township 44 South, Range 43 East, title to which parcel vested in the Trustees through settlement with Everglades Drainage District under the 1931 Act. The Secretary reported that the Trustees had issued deed under Chapter 14717 in favor of W. J. von Behren and it was later found that Murphy Act certificates existed; that the matter was taken up with the Attorney General and his recommendation was that the Murphy Act certificates of 1927 and 1933 be cancelled.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Comptroller be requested to cancel Certificates No. 10538 of 1927 and No. 35754 of 1934 on the NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 6, Township 44 South, Range 43 East, Palm Beach County, on the ground that title to said property vested in the Trustees under Chapter 14717—the certificates therefore, not being valid—the State having released all claim to the property under Chapter 18296, Acts of 1937. Upon vote the motion was adopted and so ordered.

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Letter was presented from the Clerk of the Court of Calhoun County, recommending that sale of August 23, 1943, in favor of D. B. Hayes, listed on Report No. 16, be not approved and recommending cancellation of Certificate No. 18 of 1934 covering Lot 6 Gaskin's S/D of Section 28, Township 1 North, Range 8 West, on the ground that owner of the property, Mary James, was a widow with dependent children and entitled to exemption.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees disclaim any interest in Certificate No. 18 of 1934, covering land described, and that recommendation be made to the Comptroller that said certificate be cancelled on the basis of Widow's Exemption. Upon vote the motion was adopted and so ordered.

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Request for allowance of protest was presented from

former owner, Mrs. Mayo Mize, to Duval County sale of July 28, 1943, Report No. 43. Statement was made that Mrs. Mize was negotiating with Helen and Robert Rice, highest bidders at sale, who had agreed to acquire interest of former owner, but failed to do so; that she had deposited protest amount with the Clerk, but the 21 day protest period having elapsed, it was necessary to have authority from the Trustees to allow protest.

Upon consideration of the request, motion was made by Mr. Watson, seconded by Mr. Mayo and adopted, that the protest of Mrs. Mayo Mize be recognized and the Clerk of Duval County be instructed to again advertise Lots 2 and 3, Block 33, College Park, for sale in the regular manner. It was so ordered.

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Request was presented from Mr. Frank M. Burson, Project Manager, on behalf of the United States of America, for permission to enter and occupy, pending issuance of lease for which application is being prepared, certain Murphy Act land in Hillsborough County described as follows:

All property owned by the State under Chapter 18296 in the W $\frac{1}{4}$  of Section 15, and the E $\frac{1}{4}$  of Section 16, lying South and East of Interbay Boulevard, in Township 30 South, Range 18 East, approximately 120 acres.

The need for land being urgent, Mr. Burson requested immediate authority to enter the parcels. Upon recommendation of the Secretary, State Treasurer J. Edwin Larson gave his approval and Mr. Ralph Davis, for the Governor, approved allowing entry on the land pending formal action by the Trustees.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees formally grant request of the United States and approve action taken by the State Treasurer, Mr. Davis and Mr. Elliot, authorizing entrance on the property, pending granting of lease, preparation of which is now pending. Upon vote the motion was adopted and so ordered.

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Letter was presented from the War Department of the United States, offering \$192 for certain Murphy Act land in Sarasota County now under lease to the Federal Gov-

ernment and on which condemnation proceedings have been instituted. Land described as follows:

Block I, in Saratona Subdivision of the S $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, Township 36 South, Range 17 East, being in Sarasota County, Florida, containing 2.9 acres, more or less.

Information was furnished that the 1932 assessed value of the land is \$200.00, the base bid for which would be \$50.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept \$192 for the lands in question and that Stipulation requested by the United States be executed and returned. Upon vote the motion was adopted and the matter referred to the Attorney General for handling.

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Upon motion duly adopted the Trustees adjourned.  
 SPESSARD L. HOLLAND,  
 Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida

October 12, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
 J. M. Lee, Comptroller  
 J. Tom Watson, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. E. Bayless, land Clerk

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Mr. Doyle E. Carlton, Mr. Ford Graham and Mr. E. D. Pressler, representing Humble Oil Company, made application to lease all State owned land in the following townships and ranges:

In Township 56 South, Range 34 East;  
 In Township 55 South, Range 35 East;  
 In Township 55 South, Range 36 East;

In Township 56 South, Range 36 East;  
Containing 102,720 acres.

Lease to provide, in addition to the usual one-eighth royalty, the payment of a bonus of One Dollar (\$1) per acre, payable ten cents (10c) an acre cash on delivery of lease and ninety cents (90c) an acre out of the thirty-second barrel of oil as produced in kind and out of every thirty-second barrel unit of gas or other minerals produced in kind from any section of said leased land belonging to proponent within the area leased, as the same is produced. It was further agreed that the Company would commence drilling operations within six months from date of delivery of lease by having drilling equipment on the premises where such drilling was to be done, or as near such premises as topographical conditions permit, and continue operations from such beginning date. Failure to begin, continue or complete operations as required in the lease will terminate lease according to the usual provisions therein. Depth of well to be not less than six thousand (6000) feet unless commercial production is obtained at a lesser depth, and when operations are commenced to prosecute the same with diligence and in a workmanlike manner until completed.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that lease be granted in favor of Humble Oil Company on the usual terms and as above set forth. Upon vote the motion was adopted and so ordered.

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J. L. McCord, representing Florida Oil & Refining Company, made application for Oil and Gas lease on State owned land as follows:

In Township 52 South, Range 35 East;  
In Township 53 South, Range 35 East;  
In Township 54 South, Range 35 East;  
In Township 52 South, Range 36 East;  
In Township 53 South, Range 36 East;  
In Township 54 South, Range 36 East,  
Containing 78,470 acres.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize Oil and Gas lease in favor of Florida Oil & Refining Company upon the same terms and conditions as set forth in application from Humble Oil Company as heretofore stated.

Upon vote the motion was adopted and so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. E. Bayless, Acting Secretary.

Tallahassee, Florida

October 21, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

Mr. Bayless reported that on account of no meeting of the Trustees on September 19, consideration of Palm Beach County sale, advertised for that date, was deferred. Application to purchase was submitted September 2 by Edgar G. Hamilton and the land was ordered advertised with a starting bid of \$15 an acre. Pursuant to such action the following Notice was published in the Lake Worth Leader on September 16, 23, 30, October 7 and 14, 1943:

## NOTICE

Tallahassee, Florida, September 13, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, October 19, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

All that part of Sections 7, 17 and 21 lying South of West Palm Beach Canal; W $\frac{1}{2}$ ; SE $\frac{1}{4}$ ; S $\frac{1}{2}$  of NE $\frac{1}{4}$ , Section 27, Township 43 South,

Range 39 East, containing an estimated acreage of 2,190 acres, Palm Beach County, Florida.

Exact acreage and description to be furnished with deed.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.

Bid of \$15 an acre from Edgar G. Hamilton being the only offer received, motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize sale of the land described in favor of Mr. Hamilton at a price of \$15 an acre. Upon vote the motion was adopted and so ordered.

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Request was presented from William T. Hayes, attorney for Mary T. Bushnell, that the Trustees issue quitclaim deed to all that part of

Sections 11, 12, 13, Township 2 South, Range 21 West, lying above the high water mark of Choctawhatchee Bay,

in exchange for which his client will quitclaim to the Trustees all that part of above sections and in addition Section 15, same township and range, lying below the high water mark of the Bay. It was stated that the reason for this request was that an error existed in the original Government Survey and the land is actually located about one mile East of the location shown on original Government Survey. Also that the State divested itself of all interest in the high land some years ago.

Upon information that Mr. Elliot and Mr. Bayless had checked the Survey and the records in connection with the transaction and were in agreement with the statements of Mr. Hayes, motion was made by Mr. Mayo, seconded by Mr. Lee, that the proposal be accepted and exchange of deeds completed, subject to approval by the Attorney General. Upon vote the motion was adopted and so ordered.

Request was submitted from the Florida Forest and Park Service for concurrence by the Trustees in Lease between Florida Board of Forestry and Parks and the United States of America, providing for use by the Coast Guard as a rifle range of a portion of Fort Clinch State Park, Nassau County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees concur in lease to the United States for use of a portion of Fort Clinch State Park by the Coast Guard, and that signatures of the members be affixed as requested. Upon vote the motion was adopted and so ordered.

List of salaries, expense accounts and miscellaneous bills for the month of October, 1943, were presented for approval.

Motion was made by Mr. Larson, seconded by Mr. Mayo, and adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Secretary & Engineer .....	\$ 400.00
F. Elgin Bayless, Chief Clerk Land Office .....	
Less Insurance .....	350.00
	2.95
	347.05
M. O. Barco, Clerk-Stenographer .....	175.00
Jentye Dedge, Clerk-Stenographer .....	175.00
H. L. Shearer, Clerk Land Office .....	75.00
J. B. Lee, Guard Timber Tract .....	20.00
Protective Life Insurance .....	
Ralph Newman Agencies .....	2.95
F. E. Bayless, Chief Clerk Land Office.....	74.05
Woodrow M. Melvin, Ass't. Atty. Gen.....	28.70
James H. Millican, Jr., Ass't. Atty. Gen....	15.25
W. B. Granger, Belle Glade, Florida.....	28.10
D. S. Weeks, C.C.C. Glades County.....	4.00
The Lake Worth Leader,	
Lake Worth, Florida.....	7.50
J. Alex Arnette, C.C.C.	
Palm Beach County.....	2.05
Abstract Company of Sarasota,	
Sarasota, Florida .....	10.00
Southeastern Telephone Company,	
Tallahassee .....	7.70
T O T A L .....	\$ 1,372.35

Financial Statements for the month of September, 1943,  
are as follows:

**TRUSTEES OF INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610**

**Financial Statement For The Month Of September, 1943  
FINANCIAL STATEMENT FOR THE MONTH OF  
SEPTEMBER, 1943**

Balance as of September 1, 1943.....	\$193,108.98
Land Sales .....	\$ 3,973.66
Land Sales—Chapter 14717—as follows:	
Palm Beach County.....	\$1,364.10
Broward County .....	156.05      1,520.15
Land Sales — Chapter 14572—	
Hillsborough County .....	100.00
Mineral Lease .....	18.75
Timber Leases .....	253.36
Grazing Leases .....	119.84
Sand and Shell Leases.....	138.04
Canal R/W .....	33.75
Reimbursement for 1942 Ever- glades Drainage Taxes, Lands	
Palm Beach County .....	6.68
Total Receipts for September, 1943.....	6,164.23
TOTAL .....	\$199,273.21
Less Disbursements for September, 1943.....	1,785.54
Balance as of September 30, 1943.....	\$197,487.67

**DISBURSEMENTS FOR THE MONTH OF  
SEPTEMBER, 1943**

Date 1943	Warrant No.	Payee	Amount
Sept. 8,	38028	George M. Powell, Ass't. Atty. Gen. ....	\$ 52.50
	42023	Southeastern Telephone Co.	16.05
	42024	F. E. Bayless.....	14.11
	42025	J. Edwin Larson, State Treasurer .....	13.57
	42026	County of Palm Beach.....	147.56

	42027	Ft. Lauderdale Daily News	12.50
	42028	Glades Printing Co.....	7.04
	42029	The News Journal Company	14.25
	42030	Palm Beach Publications.....	12.75
	42031	Wm. T. Hull, CCC, Hendry County .....	2.00
	42032	D. S. Weeks, CCC, Glades County .....	3.75
	42033	Geo. G. Crawford, CCC, Leon County .....	3.00
	42034	J. Alex Arnette, CCC, Palm Beach County .....	1.70
	42035	U. S. Circuit Court of Ap- peals .....	108.75
	42036	U. S. District Court.....	7.25
30,	55839	F. C. Elliot.....	328.80
	55840	F. Elgin Bayless.....	294.25
	55841	M. O. Barco.....	151.80
	55842	Jentye Dedge .....	151.80
	55843	H. L. Searer.....	75.00
	55844	J. B. Lee.....	20.00
	55845	Protective Life Ins. Co.— Ralph Newman Agencies	2.95
	56815	James H. Millican, Jr., Ass't. Atty. Gen. ....	26.60
	56816	Geo. M. Powell, Ass't. Atty. Gen. ....	13.50
	57819	Transfer to 18296 Fund, cor- recting error .....	133.66
		Withholding Tax-Warrants not issued .....	170.40
		Total Disbursements for the Month of September, 1943 .....	\$ 1,785.54

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH OF  
SEPTEMBER, 1943

September 1, 1943—	Balance.....	\$5,827.50
	Receipts .....	NONE
	Disbursements .....	NONE
September 30, 1943—	Balance.....	\$5,827.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR MONTH OF  
SEPTEMBER, 1943

Balance as of September 1, 1943.....	\$ 38,504.72
Land Sales for Month.....	68,780.34
<b>TOTAL .....</b>	<b>\$107,285.06</b>
Less Disbursements for the Month.....	51,663.20
<b>Balance as of September 30, 1943.....</b>	<b>\$ 55,621.86</b>

DISBURSEMENTS FOR THE MONTH OF  
SEPTEMBER, 1943

Date 1943	Warrant No.	Payee	Amount
Sept. 13,	36480	Comptroller of Florida.....	\$ 9.15
	36481	Thurman Knight .....	93.50
	36482	J. B. Dees.....	15.00
	39503	F. Elgin Bayless.....	80.75
	39504	F.-C. Elliot.....	23.61
	39505	W. B. Granger.....	19.30
	39506	J. F. Cocran, Postmaster.....	10.00
	40405	Western Union Telegraph Co. ....	2.65
	40406	Postal Telegraph-Cable Co. ....	1.29
	40407	Merritt Brown Co.....	3.15
	40408	James A. Ellis Co.....	49.30
	40409	Millard B. Conklin, Ass't. Atty. Gen. ....	13.30
	40410	J. F. Cochran, Postmaster....	30.00
	40411	S. S. Savage.....	4.70
15,	41617	Geo. F. Sampson.....	121.90
	44648	S. S. Savage.....	10.00
	44649	E. B. Savage.....	5.00
30,	55846	Ernest Hewitt .....	224.00
	55847	Helen Phillips .....	149.40
	55848	Mary Evans Voss.....	140.80
	55849	J. R. Roberts.....	167.28
	55850	M. O. Barco.....	25.00
	55851	Jentye Dedge .....	25.00
	55852	F. C. Elliot.....	50.00

55853	Aetna Life Insurance Co.— Ralph Newman Agencies	2.92
56569	Transfer to General Revenue Fund .....	50,000.00
57108	H. H. Bohler.....	305.00
	Withholding Tax-Warrant not issued .....	81.20
Total Disbursements for the Month of September, 1943 .....		\$ 51,663.20

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	9-15-43	5
Baker	9-21-43	1
Baker	10- 5-43	1
Brevard	9-21-43	33
Clay	10- 2-43	7
Columbia	10-16-43	7
DeSoto	10- 1-43	1
Dixie	9-30-43	1
Duval	7-28-43	116
Flagler	10- 4-43	1
Hernando	9-17-43	13
Hernando	10- 2-43	2
Hillsborough	9-13-43	49
Hillsborough	9-27-43	71
Levy	10-11-43	1
Madison	10- 4-43	4
Martin	9- 6-43	80
Martin	9-20-43	12
Pinellas	8-31-43	140
Polk	7-30-43	2
Seminole	9-13-43	55
St. Johns	9- 8-43	20
St. Lucie	10- 4-43	4
Suwannee	9- 6-43	13
Wakulla	7-27-43	3
Wakulla	10- 6-43	1
Walton	9-27-43	4
Walton	10- 4-43	6

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding to such bids, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was presented from City of Port Tampa for deed under the provisions of Chapter 20424, Acts of 1941, covering

Lots 1, 2, 3 of Block 4, and Lots 7 to 48 inclusive, Block 4, Westport S/D (City of Port Tampa.)

The Secretary reported that certificate from the Clerk of the Circuit Court of Hillsborough County, certifying as to ownership of the lots prior to title having vested in the State, and amount required to purchase had been received, and that application was in order for approval.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of Hillsborough County Municipal Deed No. 27 in favor of the City of Port Tampa. Upon vote the motion was adopted and deed ordered executed.

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Consideration was given to request from the United States of America for execution of release by the Trustees of any claim or liability in connection with use by the Federal Government of land in Manatee County, located in Idlewild Court Suddivision of the S $\frac{1}{2}$  of N $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25, Township 35 South, Range 17 East, except certain lots, containing 8.4 acres.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of Releases requested by the Federal Government in connection with use of Murphy Act land in Manatee County described in such Releases. Upon vote the motion was carried.

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Motion was made by Mr. Larson, seconded by Mr. Lee and adopted, that consideration be deferred on request from the United States for acceptance by the Trustees of appraised amount for certain Murphy Act land in Bay County involved in condemnation suit designated as United States vs. 365 acres of land, more or less, situate

in Bay County, Florida, and Sarah A. Tucker, et al. The matter was ordered held pending further information on four parcels designated as unplatted, the appraisal of which is not in line with one-fourth of the 1932 assessed value.

List of salaries for October, together with expense accounts and miscellaneous bills were submitted for approval.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

The Western Union Telegraph Co., Tallahassee	\$	4.31
Postal Telegraph-Cable Co., Tallahassee.....		2.27
J. F. Cochran, Postmaster, Tallahassee.....		30.00
Woodrow M. Melvin, Ass't. Atty. General.....		83.25
Comptroller, State of Florida.....		46.65
Ernest Hewitt, Clerk-Bookkeeper.....		250.00
Helen Phillips, Clerk-Stenographer .....		175.00
Mary Evans Voss, Clerk-Stenographer.....		150.00
J. R. Roberts, Clerk .....	175.00	
Less Insurance .....	2.92	172.08
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M. O. Barco, Clerk-Stenographer.....		25.00
Jentye Dedge, Clerk-Stenographer.....		25.00
F. C. Elliot, Secretary .....		50.00
Aetna Life Insurance Co.—Ralph Newman		
Agencies .....		2.92
<hr/>		
TOTAL .....	\$	1,016.48

The following refund check was issued during the month of October, 1943, under authority of the Trustees November 29, 1940:

Sue D. Hickson,	
c/o Geo. E. Evans, C.C.C.	
Alachua County, Gaines-	
ville, Florida .....	\$205.00

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida  
October 26, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees approve Minutes dated July 21 and 27; August 3 and 25; September 2 and 8, 1943, as submitted by the Secretary. Upon vote the motion was adopted and so ordered.

Application was presented from L. S. Remsberg, offering \$20 an acre, plus outstanding taxes, for the SE $\frac{1}{4}$  of Section 10, Township 50 South, Range 40 East, Broward County. Mr. Bayless advised that the parcel is located about 17 miles West of Fort Lauderdale and has been appraised at \$20 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$20 an acre from Mr. Remsberg for the land described. Upon vote the motion was adopted and so ordered.

Offer of \$25 an acre was presented from C. A. Bialock of Madison, Florida, for land described as,

All that part of Section 12, Township 6 South,  
Range 13 East, lying East of Suwannee River,  
containing 1.20 acres.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that if, upon investigation, it is found that Mr. Blalock is owner of adjacent property his bid of \$25 an acre be accepted. Upon vote the motion was adopted and the Land Clerk requested to ascertain the facts as to ownership of adjacent land.

Mr. Bayless reported that with further reference to

sale of sovereignty area in the vicinity of Jew Fish Creek held September 14, for which J. E. Ravlin offered \$1050 at competitive bidding, and on which the Trustees, October 5, ordered readvertisement because of the fact that there was considerably more area involved than at first thought, letter has been received from Mr. William J. Pruitt, the only other bidder, to the effect that should the land be readvertised he would not be interested in bidding more than the results of the September 14 sale.

Upon consideration of this information, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees rescind action of October 5, ordering the Jew Fish Creek parcel readvertised, and confirm sale to J. E. Ravlin. Upon vote the motion was adopted and so ordered.

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Letter was presented from Alfred A. Green, representing Florida Inland Navigation District, requesting that the Trustees sign stipulation disclaiming and waiving compensation in connection with condemnation of sovereignty land in Nassau County described as:

Approximately 9.2 acres of water area lying West of the marsh bordering Amelia River and Kingsley Creek, being sovereignty land owned by the State in unsurveyed Section 64, Township 3 North, Range 28 West; 604—J—Civil.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to sign stipulation as requested by Mr. Green involving Nassau County land as described. Upon vote the motion carried and was so ordered.

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Mr. Bayless presented letter from Mr. Stuart Mackenzie of Miami, Florida, on behalf of Price Oil and Gas Company, protesting issuance of leases involving any lands formerly covered by Price Oil and Gas Company's lease No. 146 covering lands in Broward, Dade and Monroe Counties.

It was ordered that the letter be filed and that Mr. Mackenzie be notified that the Trustees recognize no claim under said lease.

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Letter was presented from Mr. J. A. Franklin on behalf of Brady Padgett, applying for deed from the Trustees

conveying land described as:

Lots 1 and 2, Fractional Section 30, Township  
42 South, Range 31 East, Glades County

and offered \$1.50 an acre for the lots, which was at the same rate recently agreed upon by the Trustees for other lands in Glades County.

The Secretary reported that Lots 1 and 2 above were not among those lands included in the recent agreement; also that Mr. Padgett had only recently acquired title. Under ruling of the Trustees amount necessary for former owner to purchase would be \$79.92.

Motion was made by Mr. Mayo, seconded by Mr. Lee, to decline offer of \$1.50 an acre from Mr. Franklin for the land described since such lots were not a part of the transaction for which the reduced price of \$1.50 an acre was agreed upon. Upon vote the motion was adopted and so ordered.

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The following offers were presented for Levy County land, title to which vested in the State under provisions of Chapter 14572, Acts of 1929:

D. M. Minton offered \$1.50 an acre for E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 4, Township 13 South, Range 17 East;

M. S. Johns offered \$1.40 an acre for NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 26, Township 14 South, Range 18 East, which offer the County Commissioners recommended be accepted.

The Secretary reported that sales had been made at a price of \$1.50, \$2.00 and \$3.00 an acre, but that was sometime ago.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offers of \$1.50 an acre from Mr. Minton and Mr. Johns, but that counter proposal be made to accept \$3 an acre for the land described. Upon vote the motion was adopted and so ordered.

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Letter was presented from the Florida Forest and Park Service, requesting that the Trustees concur in lease between the Park Board and the United States of America for use of the Lodge Building and fifty acres of land at Ft. Clinch State Park, near Fernandina in Nassau County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees concur in lease to the United States for use of that part of Ft. Clinch State Park as described, and authorize execution on the part of the Trustees. Upon vote the motion was adopted and so ordered.

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Mr. Lee stated he noted there were several applications for oil leases on State owned land and in that connection he was making the following motion: That the Trustees do not enter into any further oil leases at the present time and until such time as clearer information can be obtained on the discovery of oil in the southern part of the State, and when consideration is given that competitive bids be invited for leases. Seconded by Mr. Mayo and so ordered.

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Mr. Bayless submitted the following applications for leases on State lands:

1. Carl T. Hoffman, making application to lease all lands in Collier County owned by the State and the State Board of Education on the same terms as set forth in recent Humble Oil Company lease;
2. Application from Honorable Rivers Buford, F. F. Ravlin, James V. Allred, and George B. Monroe, for various oil leases;
3. Application from Mrs. Hicks Allen of Miami, Florida, for release of mineral rights on the E $\frac{1}{2}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 28, Township 60 South, Range 34 East, Monroe County.

In view of the foregoing motion by Mr. Lee, the applications were ordered filed for future consideration.

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Comptroller Lee stated that he had just learned that Judge Buford desired to be heard and that his motion was not made with the idea of denying anyone opportunity to be heard and it was not so intended. Judge Buford was invited to make any statements he desired.

Mr. Buford stated he did not hear the motion but understood the Trustees meant to discontinue leasing State land for explorations or leases; that the Collier County well must be considered as a discovery well and the State, as the largest landowner in the State should get the advantage of explorations which people all over the country are ready

to come into Florida and make; thinks competitive bidding will obstruct exploration work.

Governor Holland stated that he did not construe Mr. Lee's motion as meaning that the Trustees would go out of the oil business but was only intended to give the Trustees opportunity to obtain information as to the Collier County well and allow time to consider pending applications which involve all land owned by the State in the southern part; that several applications have overlapping areas and the Board feels like it needs time to get a saner perspective and devise a method of procedure.

Comptroller Lee stated that his motion did not mean the shutting down of the oil program, but needed time to gather information and consider the applications on file, some of which covered the same land.

Judge Buford's comments had reference to size of leases to be granted by the State, suggesting that five small areas would secure greater exploration information than if the whole area was leased to one company; that he had in an application covering four townships and hoped the Trustees would grant it, but if he were a member of the board he would not lease large areas to one person or company but break them up in small tracts.

Judge Buford stated that he had had an application pending for some time and hopes it will not be considered as coming within the motion made by Mr. Lee. Mr. Bayless read the application from Mr. Buford and associates, dated October 6, 1943, involving 9,941 acres of Murphy Act land; 281.28 acres of Internal Improvement Fund land; 702 acres of river bottoms and around 200 acres of School land. Comptroller Lee stated he understood this application covered scattered parcels within the area under leases they now hold and the additional parcels were for rounding out their lands.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the application covering the scattered parcels desired for blocking up areas now leased be excluded from the motion he had made for holding up action on oil leases, but that the application from Judge Buford covering the four townships should come under the terms of the motion. Upon vote the motion was adopted.

Governor Holland requested that before the Trustees take action on the application Judge Buford be required

to furnish the Trustees with correct list of the lands applied for and submit a map or plat of land now under lease, indicating on such map the scattered parcels owned by the State for which they are now making application. It was so agreed.

Other information furnished by Judge Buford was that while it would be unwise to lease large areas of high land to one party, it would be equally unwise to restrict water bottoms to small tracts, as surveys of water bottoms would require extensive areas; that lease on 150 miles of sea coast would justify a man going in and exploring; that on land areas he would suggest not less than one township and not more than four to any one person or company; that his last application covered Lakes Harney, Jessup and Mary and while it was submitted in the name of Stubbs and Buford it would be for the Humble Oil Company.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that request from J. L. McCord for assignment of his lease dated in October 1943, to Miami Shipbuilding Corporation, be referred to the Oil Committee. Upon vote the motion was adopted and so ordered.

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Mr. Larson reported that the Oil Exploration Contract and Option to lease in favor of Joseph P. Scranton of Houston, Texas, which had been authorized October 5, 1943, was ready for execution and delivery. Information was furnished that at the meeting October 5, when this matter was acted upon, neither the Secretary nor the Minute Clerk was present and no record was made of such action.

Upon motion of Mr. Larson, seconded by Mr. Mayo and duly carried, the following Resolution was adopted:

#### R E S O L U T I O N

BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA, in meeting duly assembled, at which meeting a majority of said board and a quorum for the transaction of business is personally present, that the application for an exploration contract and option to lease made by and received from Joseph P. Scranton of the city of Houston, Harrison County, Texas, be and the same is hereby accepted, approved and confirmed, and

BE IT FURTHER RESOLVED that the members of

said board be and they are hereby authorized, empowered and instructed to execute on behalf of this board, and to affix the seal of the Trustees and of the Department of Agriculture to the exploration contract and option to lease in the form as this day presented by the Attorney General, and to deliver one copy of such exploration contract and option to lease, duly executed, to the said Joseph P. Scranton of the city of Houston, Harrison County, Texas, and

BE IT FURTHER RESOLVED that the members of said board be and they are hereby authorized, empowered and instructed to do all other acts, matters and things necessary or essential to the completion of said exploration contract and option to lease.

Information was furnished that the Exploration Contract carried with it payment of \$250.00; that expiration date was April 30, 1944; that should lessee elect to take leases under his contract, provision is made for commencement of operations for drilling on or before July 1, 1944. Rental under the option to lease is four cents (4c) an acre annually.

Pursuant to action taken, the Exploration Contract and Option to lease was ordered executed and delivered to Mr. Picton, representing Mr. Scranton.

Mr. Petteway, Assistant Attorney General, reported that there was controversy as to title of Hiatus land and the Contract provided that should it be determined that this area was owned by the State, all royalty would be paid to the State, but in the event it was decided as property of Model Land Company, reduced payment would be made to the Trustees representing reservations held by the State. Mr. Petteway also stated that Model Land Company claims an interest in Whitewater Bay which area is under lease to W. G. Blanchard and Associates, but is not included in the lease on Model Land Company holdings.

Mr. David M. Picton, representing Mr. Scranton, was present and stated that he understood the same action as to the foregoing Resolution would apply equally to School land included in the Contract. Governor Holland replied that the same action had been taken but the papers for the School Board had not yet been prepared by the Attorney General's office but would be confirmed by such Board later.

Mr. Larson presented Report of the Oil Committee dated October 8, 1943, on the subject of Mr. J. Ray Arnold's Oil Exploration Contracts No. 224 dated October 4, 1941, and No. 248 dated February 2, 1942, and informed the board that owing to the many legal questions involved the Attorney General had been asked for a legal opinion which would not be ready before next week; that a copy of the Committee's factual report had been furnished attorneys for Mr. Arnold.

Mr. W. H. Jackson, Attorney for Mr. Arnold, mentioned report of the Oil Committee dated September 23, to which Mr. Larson replied that such report had never been filed with the Board but was prepared by the Committee, then upon withdrawal of Mr. Arnold's request of September 8 and application for leases submitted at the September 28 meeting, the case was re-referred to the Committee and report dated October 8 has now been filed with the Trustees.

Statements were made by Mr. LeRoy Collins, representing Mr. Stephen L. Pinckney and the Gulf Oil Company, and by Mr. Kenneth McKay, representing Mr. Arnold, as to the status of Mr. Arnold's contracts and what interest clients of Mr. Collins had in the subject. Mr. Collins explained that his clients were interested in securing leases on portions of the land in the Arnold contracts and from information they had it appeared there was a possibility that such contracts might be cancelled and the land thrown open for leasing.

Governor Holland's opinion was that these matters were public; that hearings on these questions would be had from time to time and any one would be heard if there was any semblance of public interest shown; that Mr. Arnold and associates would have opportunity to be heard and so would Mr. Collins' clients, one of which was Gulf Oil Company, which has substantial properties in the State.

The meeting was recessed for lunch.

Upon resumption of the meeting Mr. McKay informed the Board that his clients had decided to await the legal report from the Attorney General before going into a discussion of the Factual report presented by the Oil Committee.

Mr. Petteway, Assistant Attorney General, being present, was asked if he thought the Attorney General would

have the legal report ready by November 10. He stated that he felt sure it would be. Whereupon Wednesday, November 10, 10 o'clock A. M., was set as the date and time for hearing Mr. Arnold on the question of whether or not he was entitled to oil leases under his contract, and also hearing from others interested in the oil question.

Mr. Collins stated that since Mr. McGuire, Attorney for Mr. Arnold, had inquired about his representing Gulf Oil Company, he would like to explain that Mr. Pinckney was first interested in leases for himself but subsequently entered into arrangements with Gulf Oil Company and in the case of leases Gulf Oil Company would enter jointly with Mr. Pinckney in the contracts; that Gulf Oil Company would like to have an exploration contract on the coastal areas especially in the Arnold lease.

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Mr. J. H. Millican, Assistant Attorney General, stated that the Attorney General had asked him to present two matters to the Trustees for action at this time, one being the recommendation that the Trustees authorize a suit to be brought under the declaratory decree statute to determine rights of the Model Land Company and the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the Attorney General to bring suit for determining the legal title of the lands.

Mr. Millican stated that the second matter had to do with oil and mineral reservations in Murphy Act deeds.

The question of whether the reservation should be made in all deeds, or restricted to certain acreages.

The Governor requested that the Attorney General confer with Mr. Elliot and Mr. Bayless and submit a report as to their recommendations. It was so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	10-15-43	3
Bay	9-20-43	7
Broward	9-20-43	185
Citrus	8-17-43	21
Dixie	10-18-43	1
Duval	9-16-43	139
Gadsden	10- 6-43	4
Gulf	10-18-43	2
Hamilton	9- 6-43	4
Hardee	10- 4-43	12
Hernando	10-15-43	1
Jefferson	10- 7-40	2
Lake	9-13-43	120
Monroe	10-15-43	69
Nassau	9-13-43	33
Orange	10- 4-43	32
Osceola	9-27-43	36
Palm Beach	7- 9-43	70
Polk	8-27-43	50
Sumter	10- 4-43	17

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented the following applications from the State Road Department covering Murphy Act land in Bay and Monroe Counties:

Request for deed under Chapter 21684, Acts of 1943; covering land in Bay County in SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 32, Township 3 South, Range 14 West, covered by Certificate No. 1183 of 1931, desired in connection with State Road No. 10—C, Project 4521—SRD No. 252; Requesting easement for Borrow Pit purposes in connection with State Road No. 4-A, Project 5240—SRD No. 7, covering approximately 40 lots in Squares 4 and 6 of Angler's Park Shores, Key Largo Plat 1—148 sub. of Lots 22 to 27 and 36, Section 14, Township 61 South, Range 39 East, Monroe County.

Motion was made by Mr. Mayo, seconded by Mr. Lee,

that the Trustees authorize deed executed under Chapter 21684, in favor of the State Road Department conveying the land described in Bay County; also execute Easement for borrow pit purposes over land described in Monroe County for use in connection with State Road No. 4-A. Upon vote the motion was adopted and the instruments ordered executed.

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Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees pass for further consideration the request from Florida Forest and Park Service for Murphy Act lands in Brevard and Lake Counties. Upon vote the motion was adopted and so ordered.

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Certified copy of resolution was presented from the Board of County Commissioners of Manatee County requesting conveyance under provisions of Chapter 21929, Acts of 1943, to Murphy Act land which has been used by the County since 1934 as a part of the facilities of the County Hospital.

Upon consideration of the Resolution, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize deed under Chapter 21929 conveying the following described land to Manatee County:

Lot 19, Block B, High School Addition to Manatee, Florida, Section 25, Township 34 South, Range 17 East, covered by Certificates 1508 of 1931 and 8525 of 1933.

Upon vote the motion was adopted and deed ordered executed.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that consideration of the following requests be deferred until the next meeting:

Alachua County: Application for allowance of protests from Rena Owen and N. W. Henderson after the 21-day limit;

Pinellas County: Application for allowance of protest from N. W. Henderson on behalf of Mr. and Mrs. Otis Lyons, subsequent to expiration of 21-day period.

Upon vote the motion was adopted and so ordered.

Mr. Elliot presented letters dated October 19th and 21st from James N. Hickok, Chief, Acquisition Section, Real Estate Branch, U. S. Engineers, having reference to Bay County land, and letter from Attorney General Watson dated October 25th having reference to Santa Rosa County land. Request was made that Stipulations be executed by the Trustees agreeing to appraisal fixed by the United States.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the Attorney General to execute stipulations requested by the United States in the following designated cases:

U. S. vs. 365 Acres of land in Bay County, Sara G. Tucker, et al., Lynn Haven Subdivision, Plat 2, File 10 Bay County Records, Civil 70; and  
U. S. vs. 614 acres of land in Santa Rosa County, Eugene C. Smith, et al., 30—P—Civil—State lands involved being the  $E\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  of Section 20, Township 1 North, Range 28 West.

it being understood that the appraisal submitted by the United States is not less than one-fourth of the 1932 assessed value on the land. Upon vote the motion was adopted and the cases ordered referred to the Attorney General for handling.

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The Trustees deferred consideration of Dade County case involving sale of Murphy Act land to Matchette Investment Company; protest filed by Albert Pick.

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The Secretary reported that a number of applications had been received for deeds under provisions of Chapter 21929, Acts of 1943, and requested to know what notice the Trustees would desire given former owner under the provisions of Section 2 of the Act, the pertinent part being:

“that prior to execution and delivery of conveyance by said Trustees, notice shall first be given to the owner or person last paying taxes on said lands, as the same may be required by rules of said Trustees in the case of private sales, in effect at the time such resolution is received, and such persons shall have all the rights accorded to former owners by such rules of said trustees in the cases of private sales.”

Mr. Elliot recommended that such notice as the board deems necessary be given through the office of the Clerk of the Circuit Court at the cost of the public agency applying for the deed.

At the suggestion of the Governor, motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. Elliot prepare a suggested rule requiring mailing by the Clerk of notice to former owner, or person last paying taxes, that the county, city or board of public instruction, as the case may be, has applied for the land and given 21 days within which they may show reason why the application should not be allowed. Upon vote the motion was adopted and so ordered.

Mr. Elliot reported that the Comptroller has transmitted for consideration of the Trustees applications from Clerks of the Circuit Courts of various counties, requesting cancellation of State and County tax sale certificates all of which had been certified to the State under Chapter 18296, Acts of 1937, and submitted list of certificates involved.

Upon examination of the list, motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that based on statements made by the Clerks, the Trustees disclaim any interest in the following certificates, the opinion being that they evidenced no title in the State under Chapter 18296, Acts of 1937; also that the requests be returned to the Comptroller for disposition by him:

#### DADE COUNTY

Cert. No. 2775 of 1929

#### DIXIE COUNTY

Cert. No. 158 of 1930

#### DUVAL COUNTY

Cert. No. 4105 of 1931

#### ESCAMBIA COUNTY

Cert. No. 321 of 1918)

Cert. No. 3998 of 1933)

#### HAMILTON COUNTY

Cert. No. 128 of 1913)

Cert. No. 176 of 1924)

#### JEFFERSON COUNTY

Cert. No. 1039 of 1933

## HARDEE COUNTY

Cert. No. 1306 of 1931)

Cert. No. 1194 of 1933)

## HOLMES COUNTY

Cert. No. 182 of 1930)

Cert. No. 343 of 1934)

Cert. No. 355 of 1934)

## INDIAN RIVER COUNTY

Cert. No. 4169 of 1933

## NASSAU COUNTY

Cert. No. 323 of 1896

## SUMTER COUNTY

Cert. No. 5542 of 1933

## SUWANNEE COUNTY

Cert. No. 144 of 1932)

Cert. No. 486-B of 1933)

Cert. No. 174 of 1932)

Cert. No. 489-B of 1933)

Cert. No. 276 of 1901)

Cert. No. 277 of 1901)

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Secretary return to Mr. Lee requests from Columbia, Duval, Escambia, Nassau, Polk and Volusia Counties with information that such requests did not contain information which would justify disclaimer of title. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that there was available \$50,000.00 for transfer to General Revenue from funds under Chapter 18296, and warrant was being requested drawn in favor of the State Treasurer in such amount.

## TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer

For transfer to General Revenue      \$ 50,000.00

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida

October 28, 1943

The Trustees of the Internal Improvement Fund met

on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
 J. M. Lee, Comptroller  
 Nathan Mayo, Commissioner of Agriculture

Request was presented for warrant to cover filing fee in favor of the State Supreme Court in connection with Wilson Cypress Company case.

Motion was made by Mr. Mayo, seconded by Mr. Lee and adopted, that the following bill be approved and the Comptroller requested to issue warrant in payment therefor:

Clerk, Supreme Court of Florida, Tallahassee,  
 Florida, Filing fee in case of Wilson  
 Cypress Co. vs. Trustees \$ 12.50

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
 Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida  
 October 29, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
 J. Tom Watson, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

Attorney General Watson presented the following requests from the United States for stipulations involving land under Chapter 18296:

United States vs. 2378.5 acres of land, more or less, in Brevard County, Florida—No. 136 Orl.—  
 Civil Appraisal \$1,317.51;

United States vs. 875.65 acres of land, more or less, in Brevard County, Florida—No. 144 Orl.—  
 Civil Appraisal \$37.50.

Request was that the Trustees execute stipulations cov-

ering the above styled cases agreeing to accept 25 per cent of the 1932 assessed value, or the appraisals indicated above—\$1,317.51 in the first case and \$37.50 in the second, as the amounts to be paid therefor.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees approve stipulations in the above cases and that the Attorney General be authorized and directed to execute such stipulations. Upon vote the motion was adopted and so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
November 2, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

#### SUBJECTS UNDER CHAPTER 610

Mr. Larson reported that request of J. L. McCord for assignment of his Lease No. 340 dated October 30, 1943, covering 77,830 acres of land in Dade County in the following townships and ranges:

Township 52 South, Range 35 East

Township 54 South, Range 35 East

Township 52 South, Range 36 East

Township 53 South, Range 36 East

Township 54 South, Range 36 East,

had been referred to the Oil Committee for report and that the Committee recommends that request for assignment be granted.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Oil Committee's recommendation be approved and that Lease No. 340 in favor of J. L. McCord be assigned to Miami Shipbuilding Corporation. Upon vote the motion was adopted and so ordered.

Report dated October 26, 1943, from the Attorney General to the Oil Committee being the legal opinion on contract of Arnold Oil Explorations, Inc., was submitted to the Trustees for filing with the Oil Committee's report dated October 8, 1943, with the recommendation that the same be made public.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees receive for consideration the Report dated October 26 made by the Oil Committee on contract of Arnold Oil Explorations, Inc., and that copies of such report be made available to interested parties. Upon vote the motion was adopted and so ordered.

#### SUBJECTS UNDER CHAPTER 18296

The following list of bids received by the Trustees for lands under Chapter 18296 was presented with information that the bids were regular in all respects, had been properly checked and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	10-26-43	1
Escambia	10- 8-43	10
Hamilton	10-11-43	6
Hernando	10-23-43	1
Jackson	10-18-43	27
Marion	10- 4-43	40
Nassau	10-18-43	14
Palm Beach	8-13-43	75
Pasco	10- 4-43	24
Sarasota	10-11-43	9
Sarasota	10-18-43	17
Sumter	9-20-43	33

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

Two requests were presented for correction deeds—one in Dade County to correct grantee's name, and one in Suwannee County for correcting erroneous description.

Motion was made by Mr. Mayo, seconded by Mr. Larson,

that the Trustees authorize the following correction deeds:

Dade County Correction Deed No. 2165—Correcting name of grantee to read "Anna Charlotta Pfeifer" instead of "Anna Charlotta Pheifer," and

Suwanee County Correction Deed No. 309 in favor of L. A. McKeithen—correcting error in description.

Upon vote the motion was adopted and the deeds ordered executed and delivered.

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Request was presented from the United States that the Trustees sign Stipulations, agreeing to accept appraisal set forth by the Federal Government as payment for land involved in condemnation proceedings in Bay County, Florida. Information was furnished that the appraisal by the Government was in excess of the regular base bid of one-fourth of the 1932 assessed value.

Motion was made by Mr. Larson, seconded by Mr. Mayo, to approve stipulations requested by the United States on Bay County land, accepting the value placed on the property involved in the case of United States vs. 365 acres of land, more or less, situate in Bay County, Florida, and Sarah A. Tucker, et al., Civil Action No. 70. Upon vote the motion was adopted and the Secretary was directed to transmit the Stipulations to the Attorney General for handling.

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Upon motion duly adopted, the Trustees adjourned.

J. TOM WATSON,

Attorney General—Acting Chairman.

ATTEST: Jentye Dedge, Acting Secretary.

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Tallahassee, Florida,  
November 9, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

J. Edwin Larson, Treasurer.

J. Tom Watson, Attorney General

Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk.

Mr. Bayless reported that by order of the Trustees October 14, 1943, the following Notice was published in the Palm Beach Post, issues of October 4, 11, 18, 25 and November 1, 1943:

# N O T I C E

Tallahassee, Florida, September 29, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, November 9, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

All of unsurveyed Hiatus Lots 2 and 3, between Townships 45/46 South, Range 37 East, containing an estimated area of 2040 acres.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C .Elliot, Secretary.

The land was applied for by J. E. Ravlin of Miami, Florida, with offer of \$10 an acre.

The land having been advertised for competitive bidding, the Chairman announced that the Board was ready to receive offers . Bids were made by H. H. Wells, on behalf of J. E. Ravlin, and by C. A. Bailey on behalf of P. J. Serralles, of Porto Rico, resulting in the high bid of \$10.15 an acre being made by Mr. Bailey.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the bid of \$10.15 an acre made by Mr. Bailey on behalf of Mr. Serralles be accepted for the land described, sale to be made subject to statutory reservations. Upon vote the motion was adopted.

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Mr. Bayless reported that pursuant to action of the Trustees September 28, Palm Beach County land was ordered advertised for competitive bids based on offer of \$210 an acre from W. J. Rawls; also offer of \$250 an acre from C. A. Bailey on behalf of client. The following

Notice was published in the Belle Glade Herald, Belle Glade, Florida, in the issues of October 8, 15, 22, 29 and November 5, 1943:

# N O T I C E

Tallahassee, Florida, October 1, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, November 9, 1943, at 12 o'clock Noon, for the following described land in PALM BEACH County, Florida:

Tract 27, less railroad right-of-way, Section 31, Township 43 South, Range 37 East, containing 17.96 acres, Palm Beach County, Florida.

This land to be sold subject to existing farm lease which expires July 1, 1944.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Upon call for bids, competitive bidding was entered into by Mr. C. A. Bailey for client, and Captain Thompson on behalf of W. J. Rawls, resulting in the high bid of \$500 an acre being made by Mr. Bailey.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale of the land described in the notice in favor of Mr. Bailey at a price of \$500 an acre, subject to statutory reservations and also subject to an outstanding Lease No. 263 now held by Mr. Rawls. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees September 28, having reference to offer of \$18 an acre from T. W. Conely, Jr., on behalf of J. O. Wolff, the following Notice was published in the Okeechobee News under dates of October 8, 15, 22, 29, and November 5, 1943:

## N O T I C E

Tallahassee, Florida, October 5, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, November 9, 1943, at 12 o'clock Noon, for the following described land in OKEECHOBEE County, Florida:

Unsurveyed NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , South of Hancock Meander, and

Unsurveyed NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , South of Hancock Meander, in Section 32, Township 37 South, Range 35 East, containing 28.37 acres, Okeechobee County, State of Florida.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

The parcel having been advertised for competitive bidding, Mr. Bayless stated he had additional bids as follows:

F. W. Zander—\$600 for the tract, or about \$21.11 an acre

J. R. Rhoden—\$25.75 an acre, and

Mrs. Thelma I. Walker—\$15.00 an acre.

Mr. Conely was present and raised Mr. Wolff's bid to \$25.80 an acre, which was the highest bid submitted.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize sale of Okeechobee County land in favor of J. O. Wolff at the price of \$25.80 an acre, subject to statutory reservations. Upon vote the motion was adopted and so ordered.

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Request was presented from S. H. Rogers for permission to assign his Mineral Sand Lease No. 291 to the Zirk Corporation, which company is being organized for

the purpose of developing the area covered by said lease.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees grant request of Mr. Rogers and authorize assignment of Lease No. 291 to Zirk Corporation. Upon vote the motion was adopted and so ordered.

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Motion was offered by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$10 an acre from Harry A. Davis of South Bay, Florida, to purchase land described as,

That part of Section 31, East of the Canal in Township 45 South, Range 37 East, Palm Beach County.

Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$350 from Archie Budd of Middleburg, Florida, for the following described land in Clay County:

NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 32, Township 5 South, Range 24 East,

the opinion of the board being that the price was insufficient, based on appraisal by the Field Agent, however, that Mr. Budd be advised that an offer of \$400 would be acceptable. Upon vote the motion was adopted.

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Application was presented from W. F. Bevis, on behalf of M. C. Dopler, for one-year renewal of Grazing Lease No. 121 covering

W $\frac{1}{2}$  of Section 2, Township 36 South, Range 31 East, Highlands County.

Said lease expired October 28th and Mr. Dopler offers 25 cents an acre for renewal.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that Lease No. 121 in favor of M. C. Dopler be renewed for a period of one year upon payment of twenty-five (25) cents an acre. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented letter from Earl D. Farr, on behalf of client who holds tax certificate on SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 14, Township 40 South, Range 21 East, Charlotte County, requesting assignment of purchase money Mortgage No. 17810 for which he offers \$50.

Information was furnished that the land was sold in 1927 at \$20 an acre and payments of \$437.20 have been made, leaving a balance due of \$401.20 with interest from March 31, 1928, to date.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees withhold action on request from Mr. Farr pending investigation of the property. Upon vote the motion was adopted.

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Application was submitted from T. W. Conely, Jr., Okeechobee, Florida, on behalf of J. M. Scott, offering \$10 an acre for partial release of Mortgage No. 17199 in so far as it affects seven acres of land lying adjacent to property owned by Mr. Scott in Eagle Bay Drainage District. Mr. Bayless reported that this was the basis on which other releases had been allowed.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the request from Mr. Scott be granted upon payment of \$10 an acre and that release of mortgage be authorized as it affects the seven acres adjacent to his property. Upon vote the motion was adopted and so ordered.

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Application from John C. Blocker for oil and gas lease on 1280 acres of State lands in several counties in South Florida, and upon such terms and conditions as agreeable to the Trustees, was ordered filed with other applications pursuant to action taken by the Trustees October 26th.

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Offer of \$25 an acre was presented from West Palm Beach Development Company for 13.8 acres of marginal land adjacent to Government Lot 2, Section 16, Township 43 South, Range 43 East, Palm Beach County.

Mr. Bayless informed the board that this is a marginal area formerly covered by the waters of Lake Mangonia and lies between the negro section of West Palm Beach and the waters of Lake Mangonia.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$25 an acre for the land described in application from West Palm Beach Development Company. Upon vote the motion was adopted.

The Secretary presented copy of letter dated November 6th from J. A. Franklin of Fort Myers, Florida, addressed to Governor Holland, with reference to the question of acreage represented by Everglades Drainage tax sale certificates owned by the Trustees and which land the Trustees agreed to sell to clients of Mr. Franklin on the basis of \$1.50 an acre. Mr. Franklin is of the opinion that approximately 160 acres of land being used by the United States for right of way in connection with improvement of Caloosahatchee River should not be paid for by his client, J. B. Hendry, in this instance.

Consideration was given to the title which came to the State and whether or not the right of ways mentioned were actually conveyed or whether an easement was given; also the compromise settlement allowed clients of Mr. Franklin was taken into consideration.

In view of the foregoing, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees decline request of Mr. Franklin to eliminate the areas represented by easements in favor of the United States in computing payment to be made by his clients, but that computations for amount to be received by the Trustees for land be based upon the acreages set forth in the certificates. Upon vote the motion was adopted and so ordered.

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The Trustees recessed the meeting until 2:30 P. M.

AFTERNOON SESSION  
2:30 P. M.

The meeting was convened with the same members present.

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Mr. Chester B. Treadway was present and reported that he had made application January 27, 1942, for oil lease covering approximately a million acres of State land in Dade, Monroe and Palm Beach Counties but had never heard what action was taken by the Trustees on his application; that upon inquiry at the Secretary's office he was informed that his application was denied.

Upon inquiry as to what the records in the Land Office disclosed, Mr. Bayless informed the Board that the only record found in his office was copy of a letter signed by Mr. W. H. Jackson, on behalf of Mr. Treadway, but the original could not be found and no record of a letter to Mr. Treadway notifying him of action taken.

Governor Holland explained that in view of the large

acreage involved, the application might have gotten in the files of the School Board and that a further check would be made to locate the same; also that since all applications were being held for the present, and approximately all land covered in his application was still open, the lands were still available.

Governor Holland presented letters with reference to oil leases from Mrs. Edna O'Guinn and from Mr. Raymond McGuire, and they were ordered filed with other oil matters.

Financial Statements for the month of October, 1943, are as follows:

**TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610**

**Financial Statement For The Month Of October, 1943  
Receipts for the Month**

Land Sales .....	\$ 22,730.73
Land Sales—Chapter 14717 as follows:	
Glades County .....	\$4,671.00
Palm Beach County .....	44.00
Dade County .....	10.00
	4,725.00

Land Sales—Chapter 14572—	
Hillsborough County .....	240.00
Farm Leases .....	1,316.25
Timber Leases .....	837.44
Sand and Shell Leases.....	287.62
Mineral Lease .....	18.75
Wood Sale .....	18.75
Grazing Leases .....	282.85
Fishing Campsites .....	37.50
Moss Sale .....	5.18
Sale of Trustees I. I. Fund Minutes .....	18.00
Certified Copy of Deed.....	2.00
Reimbursement, Account Taxes Paid by Trustees on Lands Under Contract—E. D. D. Taxes for 1942 .....	26.04

Reimbursement to Trustees for  
E. D. D. Taxes on Purchase  
Contract, Part of Lot 3, Sec.  
1-44-35 .....

18.79

Total Receipts for October, 1943 \$ 30,564.90 \$ 30,564.90

Balance as of October 1, 1943..... 197,487.67

TOTAL .....\$228,052.57

Less Disbursements for October, 1943..... 2,578.09

Balance as of October 31, 1943.....\$225,474.48

#### DISBURSEMENTS FOR MONTH OF OCTOBER, 1943

Date 1943	Warrant No.	Payee	Amount
Oct. 1,	59034	Studstill and Hollenbeck.....	.96
	59035	J. Alex Arnette, CCC .....	7.10
	59036	Palm Beach Publication.....	18.75
	59037	News-Press Publishing Co. ....	11.25
	59038	The Key West Citizen.....	14.25
	71615	3% Transfer to General Revenue .....	1,140.93
23,	72269	F. E. Bayless.....	74.05
	72270	Woodrow M. Melvin, AAG .....	28.70
	72271	James H. Millican, Jr., AAG .....	15.25
	72272	W. B. Granger.....	28.10
30,	74136	F. C. Elliot.....	328.80
	74137	F. Elgin Bayless.....	294.25
	74138	M. O. Barco .....	151.80
	74139	Jentye Dedge .....	151.80
	74140	H. L. Shearer.....	75.00
	74141	J. B. Lee.....	20.00
	74142	Protective Life Insurance Co.—Ralph D. Newman Agencies .....	2.95
	81406	Clerk Supreme Court of Florida .....	12.50
	81407	D. S. Weeks, CCC.....	4.00
	81408	The Lake Worth Leader.....	7.50
	81409	J. Alex Arnette, CCC.....	2.05
	81410	Abstract Company of Sara- sota .....	10.00

81411	Southeastern Telephone Co.	7.70
	Withholding Tax for October, 1943 .....	170.40

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Total Disbursements for the Month of October, 1943.....\$ 2,578.09

31374	USA for July, 1943, Withholding Tax .....	170.40
56066	USA for August, 1943, Withholding Tax .....	170.40
72484	USA for September, 1943 Withholding Tax .....	170.40

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TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH OF  
OCTOBER, 1943

October 1, 1943—Balance.....	\$5,827.50
Receipts .....	NONE
Disbursements .....	NONE
October 31, 1943—Balance.....	\$5,827.50

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TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH OF  
OCTOBER, 1943

Balance as of October 1, 1943.....	\$ 55,621.86
Land Sales for the Month.....	41,442.67
TOTAL .....	\$ 97,064.53
Less Disbursements for the Month.....	51,279.98
Balance as of October 31, 1943.....	\$ 45,784.55

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DISBURSEMENTS FOR THE MONTH OF  
OCTOBER, 1943

Date	Warrant No.	Payee	Amount
10- 5-43	59039	Western Union Telegraph Co. ....	\$ 3.94
	59040	Postal Telegraph-Cable Cable Co. ....	1.16

59041	The H & W B Drew Co.	15.00
59042	Chas. H. Pent, CCC.....	7.50
59043	J. F. Cochran, Post-	
	master .....	30.00
59106	Comptroller of Florida...	.90
10-23-43 72273	Woodrow M. Melvin, A	
	A G .....	83.25
10-30-43 73635	Ernest Hewitt .....	224.00
73636	Helen Phillips .....	149.40
73637	Mary Evans Voss.....	140.80
72638	J. R. Roberts.....	167.28
73639	M. O. Barco.....	25.00
73640	Jentye Dedge .....	25.00
73641	F. C. Elliot.....	50.00
73642	Aetna Life Insurance	
	Co. - Ralph Newman	
	Agencies .....	2.92
80038	J. Edwin Larson, S T	
	Transfer to G. R.....	50,000.00
81412	Western Union Tele-	
	gram Co. ....	4.31
81413	Postal Telegraph - Cable	
	Company .....	2.27
81414	J. F. Cochran, Post-	
	master .....	30.00
81415	Comptroller of Florida	46.65
81416	Sue D. Hickson.....	205.00
	Withholding tax for the	
	month .....	65.60
<hr/>		
Total Disbursements for month of October, 1943 \$51,279.98		
31375	USA Withholding Tax	
	for July, 1943.....	91.30
56067	USA Withholding Tax	
	for August, 1943.....	88.00
72485	USA Withholding Tax	
	for September, 1943.....	81.20

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been

properly checked, and were submitted for consideration of the Board:

County	Date of Sale	Number of Bids
Alachua	9/22/43	59
Columbia	10/27/43	3
Franklin	9/ 6/43	9
Hamilton	9/20/43	3
Hamilton	10/25/43	2
Hillsborough	10/11/43	59
Jefferson	10/11/43	4
Manatee	10/ 4/43	37
Nassau	10/25/43	9
Osceola	10/25/43	8
Putnam	10/16/43	57
St. Lucie	11/ 1/43	4
Volusia	9/ 6/43	113
Volusia	10/ 4/43	45
Washington	8/17/43	5
Washington	9/29/43	4

Motion was made by Mr. Mayo, second by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Five applications were presented from the United States for right of way, leases and agreements involving Murphy Act land in Charlotte, Duval, Lake, Palm Beach and Sumter Counties. Explanation was made as to each separate request and the purpose for which the land was desired.

Motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that the requests from the United States be granted and that the following instruments be executed and transmitted:

Charlotte County—In connection with Punta Gorda Airfield: Option and Grant of Easement conveying the right to construct and maintain a drainage or outfall canal, involving 5.68 acres in Section 4, Township 41 South, Range 23 East;

Duval County—In connection with expansion of

Jacksonville Army Airfield: Lease covering Lots 3 and 4, Block 3, Cedar Bay Heights Subdivision of Section 8, Township 1 South, Range 27 East; Lake County—Lease covering the S $\frac{1}{2}$  of S $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Government Lot 1, Section 5, Township 21 South, Range 26 East, comprising 30 acres, more or less;

Palm Beach County—Lease covering land in Section 8, Township 47 South, Range 43 East, located in the Boca Raton area, lying West of Florida East Coast Railroad;

Sumter County—Supplemental Agreement between Trustees and R. R. and Laura E. Rudd, acknowledging existence of lease from the Trustees to the United States, and providing for continuation of the lease upon deed being issued to R. R. and Laura Rudd conveying approximately 42 acres of land in Sections 15 and 22 of Township 19 South, Range 23 East, Sumter County, pursuant to sale of October 25, 1943.

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Request was submitted from Florida Public Service Company for permission to cut or trim trees located on Lots E, F, G and H of Block 52, and Lot X of Block 46, Crystal Lake Shores, Seminole County. Statement was made that the Power Company is constructing a high tension line along the road right of way and trees on the lots described will prove a menace to the operation of the line.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that request of Florida Public Service Company be granted and authority given to cut or trim the trees on lots described. Upon vote the motion was adopted and so ordered.

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Letter was read from Honorable J. A. Franklin of Fort Myers, Florida, representing Mr. J. B. Hendry, in which request was made that the Trustees issue quit claim deed to Section 28, Township 43 South, Range 32 East, Hendry County, conveying title under Chapter 18296.

Statement was made that Mr. Hendry purchased Trustees Mortgage No. 17363, executed by Ralph S. Palmer,

to Section 28, as above, and that the mortgage has been foreclosed in the name of the State according to recent agreement with the Trustees; that during the time the mortgage was outstanding the land reverted to the State under the Murphy Act and in order to clear the title quit claim deed has been requested by Mr. Hendry.

Upon consideration of the request it was ascertained that the 1932 assessed value of the land was \$2000 and under regular procedure the base bid would be \$500.00.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that upon payment of \$500 quit claim deed be issued to J. B. Hendry, conveying title of the State under Chapter 18296 to Section 28, Township 43 South, Range 32 East, the purpose of the deed being to remove and to convey to grantee any other claim which the State might have in said land not disposed of through foreclosure. Upon vote the motion was adopted and so ordered.

Consideration was given to Putnam County case filed in the Trustees office by Mr. C. O. Wright of Palatka, Florida, involving sale of March 6, 1943, listed on Report No. 38, covering part of Lot 6, Blk. 81, a S/D of NE $\frac{1}{4}$  and NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1, Township 13 South, Range 27 East, pursuant to which sale Deed No. 848 was issued to Emmon Faison. Mr. Wright furnished information that Hudson Faison, former owner of the Lot, was in the hospital at time of sale and employed someone to represent him, but the bid was run up and sale made to Emmon Faison. Statement was also made by the Trustees' Agent in Putnam County to the effect that he had contacted the Trustees' Office May 20 and was notified that protest would be allowed but that deed to Emmon Faison was subsequently transmitted to him and delivered to high bidder.

Mr. Elliot reported that there was no record in his office of the telephone call from Mr. Williams' office; that the deed was executed and transmitted to the Clerk April 29th and receipt thereof acknowledged April 30th, and time for filing protest expired March 27th; that the deed had been in the hands of the Clerk 20 days before the request for allowance of protest.

Upon consideration of all information furnished, the Trustees were of the opinion there was nothing they could do in the premises except make available the files and records of the office.

Application was presented from Thomas Hamilton, on behalf of Mr. and Mrs. Otis Lyons of Clearwater, for allowance of protest in Pinellas County sale of June 29, 1943, to Elmer M. Pixley and Juanita Pixley, his wife. Letter from the Clerk of the Court recommended that the protest be not allowed as the 21 day protest period had long since expired. Statement from Attorney for Mr. and Mrs. Lyons was that they were buying the lot under contract from O. W. Clayton and wife, and at sale the Claytons bid up to a certain point for the lot and then stopped bidding; that Mr. and Mrs. Lyons had made payments on the lot, cleared it off, put a fence around it and had planted out shrubbery. They request that the protest be allowed in order that they might bid at the new sale.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the case be referred to the Attorney General for investigation and report. Upon vote the motion was adopted.

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Request was submitted from Alachua County—Rena Owen, applicant—for allowance of protest to sale of September 22, 1943, to J. P. Osteen, covering Lot 1, Block 6, Original Newberry, Section 4, Township 10 South, Range 17 East. Statement was made that former owner, Rena Owen, was away from home and did not receive notice of sale and since the 21 day protest period has elapsed it requires action of the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the protest be allowed and the Clerk authorized to readvertise the lot for sale upon receipt from Rena Owen of the proper amount under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented from the Florida Forest and Park Service that the Trustees withhold from sale, with a view to ultimate deeding, Brevard County land known as Desoto Beach Subdivision in Township 22 South, Ranges 37 and 38 East. Information was that this location fits into the proposed State-wide park system and since there was no State Park in that locality, this tract is very desirable for that purpose and would provide bathing facilities, vacation cabins, fishing, boating and other forms of recreation.

The Trustees were not inclined to agree to grant DeSoto Beach area for Park purposes at this time, but it was thought best to withdraw the entire subdivision from

sale for the present, one block of the area having heretofore been withdrawn.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees withhold from sale the Subdivision of DeSoto Beach in Brevard County, but make no dedication commitment at this time. Upon vote the motion was adopted and so ordered.

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Upon motion of Mr. Larson, seconded by Mr. Mayo, and duly adopted, action was deferred on request from Florida Forest & Park Service for deed to certain lands in Lake County to become a part of a proposed State Park in that region, the Trustees desiring further information before taking action. It was so ordered.

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At the request of Governor Holland, the Secretary presented file containing a number of requests from the United States for deeds of cessation to land now in use by the Federal Government as Army and Navy bases and other requirements in connection with the present National Emergency.

Discussion was entered into as to the advisability of ceding the State's rights to and jurisdiction over all areas being used at this time, especially where the requirement would be only for the duration of the War. It was conceded that there might be justification in the case of a permanent Army or Navy Airfield or Base, but leases or permits from the State granted full authority to the United States over lands for the duration of the War.

At the suggestion of Governor Holland, motion was made by Mr. Mayo, seconded by Mr. Larson, that the subject be referred to the Attorney General for discussing with the proper Federal Agency and thereafter reporting his recommendations to the Board. Upon vote the motion was adopted.

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Consideration was given to proposed modification of Rules and Regulations under Chapter 18296, Acts of 1937, having reference to joint sales to be held by Trustees and Everglades Drainage District, tentative arrangements for which were made at a meeting August 3, 1943. Letter was read from Attorney General Watson on the subject dated October 22nd, and calling attention to the disparagement in the division of proceeds from such sales, the tentative arrangement of August 3rd having contemplated five-

sevenths to the Drainage District and two-sevenths to the Trustees.

Computations were presented by Mr. Elliot showing the difference between what the Trustees would receive on the basis of one-fourth of the 1932 assessed value and the two-sevenths proposal under the joint sale program and stated that the Trustees would get about an even break in the lower tax zones but in the higher zones would come out the winner.

Discussion was had as to reservation in Murphy Act deeds for oil and minerals and the question came up as to whether or not the District would have any claim to such reservations. This suggestion having brought up a question that was not discussed at the August meeting the Governor suggested that the District be requested to have a new Committee appointed to come to Tallahassee at some time to be arranged and discuss the question of oil and mineral rights; also if the members think best have further discussion on the division of proceeds.

The suggestion of the Governor was adopted as the action of the Board and the Secretary was requested to ask the Drainage Board to appoint a Committee and before coming to Tallahassee make calculations on sample areas, giving figures on delinquent Everglades Drainage District taxes in the different zones, and that the Trustees have prepared figures showing amount of taxes due on lands under the Murphy Act on the same areas.

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Attorney General Watson asked if the Trustees desired to take action on oil and mineral reservations to be included in Murphy Act deeds and suggested that the reservation be placed in all deeds; that where the property was a small lot or subdivision that the reservation could be released. Governor Holland was of the opinion that deeds to small lots should not contain the reservation and the question of the size of the parcel was discussed, resulting in motion by Mr. Watson, seconded by Mr. Mayo, that the Trustees decide as a matter of policy, in the execution of Murphy Act deeds from henceforth on, that composite areas of ten acres or more, either by single deeds or consolidation of separate tracts, that the statutory reservation carried in deeds conveying State lands for oil and mineral rights be incorporated in Murphy Act deeds. Upon vote the motion was adopted and it was directed that this order be effective as soon as advertisements now running are out of the way.

Motion was made by Mr. Watson, seconded by Mr. Mayo, to decline request from Board of County Commissioners of Hillsborough County for conveyance without consideration of a large tract of Murphy Act land for proposed park and recreation purposes, the opinion of the Trustees being that the statute did not contemplate that such extensive areas be conveyed without consideration. Upon vote the motion was adopted and so ordered.

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Mr. Elliot recommended that the Trustees refer to the Attorney General Alachua County Special case involving controversy between W. J. Whitehurst, high bidder at sale of January 20, 1943—Report No. 35, and J. C. Jones, former owner, as there were legal questions involved.

It was so ordered that the case be referred to the Attorney General.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida  
November 10, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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The Trustees having agreed to hold a hearing on this date for the purpose of allowing J. Ray Arnold, President of Arnold Oil Explorations, Inc., and his attorneys, Kenneth McKay, W. H. Jackson and R. F. Macguire, to submit any evidence and information as to performance under Oil Exploration Contract No. 224 dated October 4, 1941, and Contract No. 248 dated February 2, 1942, the hearing was had and notes were taken to become a part of

the record of the Board but not set forth in detail in the Minutes.

Others present at the hearing, interested in leasing lands involved in Contracts No. 224 and No. 248, and who made statements on behalf of clients, which statements are also a part of the record taken of the hearing, are as follows:

Mr. LeRoy Collins of Tallahassee, on behalf of Gulf Oil Corporation and S. L. Pinckney;

Mr. James Messer, Jr., of Tallahassee, on behalf of Mrs. Edna O'Guinn;

Mr. Hughes of Texas Oil Company.

The Trustees received all information, affidavits, maps and statements presented and stated that the subject would be given consideration, with final action of the Board to be announced at a later date.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
November 23, 1943.

A joint meeting of the Board of Commissioners of State Institutions, the State Board of Education, and the Trustees of the Internal Improvement Fund, was held in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor

R. A. Gray, Secretary of State

J. Tom Watson, Attorney General

Nathan Mayo, Commissioner of Agriculture

Colin English, Supt. of Public Instruction

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F. C. Elliot, Engineer and Secretary

F. E. Bayless, Land Clerk

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The Secretary presented Minutes of the Trustees dated September 14, 28, October 12, 21 and 26, 1943, for consideration of the Board.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Minutes presented by the Secretary be approved. Upon vote the motion was adopted and so ordered.

Honorable Doyle E. Carlton of Tampa, Florida, representing Humble Oil Company, presented the following letter to the Boards:

Houston, Texas,  
November 22, 1943.

Board of Trustees of the Internal Improvement Fund,  
and  
Board of Commissioners of State Institutions,  
Tallahassee, Florida.

Gentlemen:

The Humble Oil & Refining Company gives notice of its claim for bonus of \$50,000.00 and lease on 40,000 acres of State land under the Laws of 1941 assuring such inducement to the first producer of oil in commercial quantities. Notice is given at this time because the Humble Company will soon be pumping at the Sunniland well and desires the State to setup such machinery as it desires to see that the well satisfies the provisions of the Statute giving such bonus.

Predicated upon the fact that the well at Sunniland proves to be a commercial well within the Statute the Humble Oil & Refining Company now tenders to the University of Florida and to the Florida State College for Women out of the bonus to be paid \$25,000.00 each, said gifts to be used as a student's loan and scholarship fund and to be administered by the appropriate agencies of the respective institutions.

Upon the execution of leases referred to above, the Humble Oil & Refining Company will make a further gift of \$5,000.00 each to the institutions above named, said moneys to be used in the same manner and for the same purposes as the original \$50,000.00. As a definite commitment from the Company, I hand you herewith letter from Mr. L. T. Barrow, Vice President, which I am authorized and directed to present to you. The letter reads as follows:

"Honorable Doyle E. Carlton,  
1214-22 First National Bank Building,  
Tampa, Florida.

Dear Mr. Carlton:

As a result of our test of the Humble

Oil & Refining Company's Gulf Coast Realities No. 1 well in Collier County, Florida, we have recovered over 1,500 barrels of oil. Equipment to pump the well is now being shipped, but it will take about two weeks to complete the well. It appears probable that this well will produce oil in commercial quantities as defined in Senate Bill No. 148 enacted by the Legislature of Florida in 1941.

As you no doubt know, the fact that a bonus was offered for the first commercial oil well in Florida by the State was in no way a determining factor in the Company's exploratory effort in Florida. We began operations in that State before Senate Bill No. 148 became a law.

Our Board has authorized me to advise you that should the Gulf Coast Realities No. 1 produce oil in commercial quantities according to the provisions of Senate Bill No. 148, Humble Oil & Refining Company will accept the reward and at the same time will donate the same amount of money to the University of Florida and the Florida State College for Women as a scholarship fund or revolving student loan fund to be administered by the proper agency, the details of the gift to be arranged after our well has been tested for thirty days and after the award has been made to the Humble Oil & Refining Company.

In addition to the \$50,000.00, upon the selection of the four 10,000-acre State leases provided for by the statute, the Company will contribute an additional \$10,000.00 to the same scholarship or student loan fund.

Yours very truly,  
L. T. BARROW."

LTB-JEF.

It is our expectation that the present well will prove to be a commercial producer. If not,

you will have to share our disappointment with us. We are prompted to make this tender now in keeping with the policy of candor and frankness of the Company.

The Humble Oil & Refining Company is happy to have a part in the development of not only the material resources of the State, but in the advancement of its institutions.

Will you please advise the Company as soon as your machinery is set up, pass on the well, so that you may be informed when the tests begin.

Yours very truly,

HUMBLE OIL & REFINING COMPANY,

(Signed) :

By DOYLE E. CARLTON,

DEC/h

Attorney.

Mr. Carlton stated that as the gift was to be tendered for the benefit of the two State Colleges, he had invited President Doak S. Campbell of Florida State College for Women at Tallahassee, and President John J. Tigert of the University of Florida at Gainesville, to attend this meeting and that they were present.

Individual members expressed thanks for the most generous offer to the Florida State College for Women and to the University of Florida, whereupon motion was made by Attorney General Watson on behalf of the three Boards that the Boards receive the offer with an expression of thanks and appreciation; that the Boards recognize the highly generous character of the offer to make the donation of \$50,000 to the two State Institutions of higher learning; that on behalf of those two institutions and the people of Florida we express further appreciation; that the claim for bonus be referred to the State Geologist and the Attorney General for report on whether or not the Statute has been complied with and met with reference to claim for \$50,000 bonus. Motion seconded by Mr. Mayo on behalf of the three Boards and upon vote adopted.

At the suggestion of Governor Holland, motion was offered by Secretary of State R. A. Gray, for and on behalf of the Board of Commissioners of State Institutions and for the State Board of Education, and by Commissioner of Agriculture Nathan Mayo, for and on behalf of the Trustees of the Internal Improvement Fund,

that we express appreciation of the great offer and state that upon the offer coming into proof satisfactory to the Trustees that the Act has been complied with that all three Boards join in requesting the Presidents of the two Institutions to come into the picture for setting up the machinery for handling the funds. The motion made jointly by Mr. Gray and Mr. Mayo was seconded by the Attorney General and upon vote adopted.

The Governor requested Mr. Gray, for the Board of Commissioners and the State Board of Education, and Mr. Mayo, for the Trustees of the Internal Improvement Fund, to direct a letter to Mr. L. T. Barrow, Vice-President of Humble Oil Company, expressing the appreciation of the three Boards and of the two Colleges for the generous offer this day submitted by Honorable Doyle E. Carlton.

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Mr. T. McE. Johnson, on behalf of United States Sugar Corporation, made application for right of way for pipe line to take water from Lake Okeechobee. It was explained that United States Sugar Corporation desired to obtain water from Lake Okeechobee in connection with the operation of its Starch Plant and for that purpose a right of way for such pipe line was required. Mr. Johnson outlined the location of the proposed pipe line and illustrated the same by map.

Upon discussion of the subject, the Trustees upon motion of Mr. Mayo, seconded by Mr. Watson and duly adopted, authorized the granting of right of way described approximately as follows:

Beginning at the northeast side of the United States Government Levee right of way near the Southeast corner of Section 11, Township 43 South, Range 34 East, and extending in a northeasterly direction into Lake Okeechobee, a distance of 21,120 feet. The right of way to be two hundred (200) feet wide and conditioned that the Company bury its pipe line to a depth of not less than two (2) feet from the top of said pipe to ground surface. Right of way to follow the general form of grant suggested by the Company. Accurate description to be furnished by the Company together with map showing the location of said pipe line, and to become a part of the right of way instrument.

Attorney General Watson stated that a meeting had been arranged with prominent oil people to be held in Austin, Texas, during December, and he would like authority from the Trustees to have expenses paid for himself, one of his assistants, and Dr. Herman Gunter, State Geologist, to make the trip to Austin and investigate oil legislation, oil taxation, general legal aspects of oil production and methods used in other States.

Motion was made by Mr. Mayo that the Trustees authorize payment of expenses of the Attorney General, one Assistant and State Geologist Herman Gunter, on the trip to Texas for the purpose of securing information on the oil question. Motion seconded by Mr. Watson and upon vote adopted.

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Mr. Phillip E. Buck of DeLand, Florida, representing Edwin Pauley of Los Angeles, California, was present and stated that his client was interested in securing an oil lease on Lake Okeechobee areas; that the proposal did not involve a promotional scheme; that applicant desired to go into the territory at once with scientists and equipment and spend a minimum of \$100,000.00 in making surveys and research and would agree to make all data available to the State; that if satisfactory indications of oil were found would agree to drill a well to a depth of 12,000 feet within a reasonable time under the customary royalty rights.

Governor Holland informed Mr. Buck that the area in question was at present tied up and whether it would be available would depend upon action yet to be taken by the Trustees on contracts heretofore entered into with Arnold Oil Explorations, Inc. It was suggested that written proposal be filed with the Land Department for consideration at a future date.

Suggestion of the Governor was approved as the action of the Board.

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Mrs. Edna O'Guinn was present and requested that clients of hers be given consideration on a proposal to be submitted for developing oil possibilities in Pinellas and Sumter Counties.

Mrs. O'Guinn was requested to submit her proposal in writing for future consideration of the Trustees.

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List of salaries, expense accounts and miscellaneous

bills for the month of November, 1943, were presented.

Motion was made by Mr. Mayo, seconded by Mr. Watson, and adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

A. R. Richardson, Tallahassee, Florida	\$ 1,000.00	
J. A. Franklin, Ft. Myers, Florida .....	14.48	
Ross C. Sawyer, C. C. C., Monroe County, Key West .....	1.35	
D. S. Weeks, C. C. C., Glades County, Moore Haven .....	2.25	
E. R. Bennett, C. C. C., Broward County, Ft. Lauderdale .....	1.35	
Karl Squires, Engineers, Ft. Lauderdale .....	10.00	
I. Walter Hawkins, C. C. C., Volusia County .....	1.70	
Mickler and Mickler, Attys. at Law, St. Augustine .....	128.33	
James H. Millican, Jr., Ass't Atty. Gen. ....	2.16	
Capital City Publishing Company, Tallahassee .....	18.75	
The Belle Glade Herald, Bell Glade, Florida .....	8.27	
Palm Beach Publications, Inc., West Palm Beach .....	6.75	
Stetson O. Sproul, Tax Collector Palm Beach Co. ....	8,360.40	
Comptroller, State of Florida .....	71.15	
F. C. Elliot, Secretary & Engineer .....	400.00	
F. Elgin Bayless, Chief Clerk Land Office .....	\$ 350.00	
Less Insurance .....	2.95	347.05
M. O. Barco, Clerk-Stenographer .....	175.00	
Jentye Dedge, Clerk-Stenographer .....	175.00	
H. L. Shearer, Clerk Land Office .....	75.00	
J. B. Lee, Guard Timber Tract .....	20.00	
Protective Life Insurance Ralph Newman Agencies .....	2.95	
<b>TOTAL .....</b>		<b>\$10,821.94</b>

## SUBJECTS UNDER CHAPTER 18296

List of salaries, expense accounts and miscellaneous bills for the month of November, 1943, were presented.

Motion was made by Mr. Mayo, seconded by Mr. Watson and adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

Southeastern Telephone Company, Tallahassee .....	\$	21.00
Western Union Telegraph Company, Tallahassee .....		9.13
Christie Hall Business Machines, Tallahassee .....		3.00
J. B. Cochran, Postmaster .....		30.00
Hugh Culbreath, Sheriff Hillsborough County .....		11.15
E. R. Bennett, C. C. C., Broward County .....		10.00
Ernest Hewitt, Clerk-Bookkeeper .....		250.00
Helen Phillips, Clerk-Stenographer .....		175.00
Mary Evans Voss, Clerk-Stenographer .....		150.00
J. R. Roberts, Clerk .....	175.00	172.08
Less Insurance .....	2.92	
M. O. Barco, Clerk-Stenographer .....		25.00
Jentye Dedge, Clerk-Stenographer .....		25.00
F. C. Elliot, Secretary .....		50.00
Aetna Life Insurance Co. Ralph Newman Agencies .....		2.92
<b>TOTAL</b> .....	\$	<b>934.28</b>

The following refund checks were issued during the month of November, 1943, under authority of the Trustees November 29, 1940:

Mrs. Jennie Goodwin, c/o H. A. Pledger, C. C. C., Bay County, Panama City, Florida .....	\$	60.00
Anna Baiza, c/o H. C. Mickler, C. C. C., Herando County, Brooksville, Florida .....		5.00
D. E. Porter & Rena B. Porter, c/o Hiram Faver, C. C. C.,		

St. Johns County,	
St. Augustine, Florida .....	30.20
<b>TOTAL .....</b>	<b>\$ 95.20</b>

Mr. Elliot reported that there was available \$50,000.00 for transfer to General Revenue from funds under Chapter 18296, and warrant was being requested drawn in favor of the State Treasurer in such amount.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer	
For Transfer to General	
Revenue .....	\$ 50,000.00

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida  
December 14, 1943

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

Mr. Bayless presented application from Mr. Vose Babcock with offer of \$2.50 an acre for

E $\frac{1}{2}$  of Section 33, Township 45 South, Range  
32 East—320 acres in Hendry County.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that based on offer from Mr. Babcock the Trustees advertise the land described for competitive bidding, advertisement to run for a period of two weeks instead of the usual five weeks required for tracts containing in ex-

cess of 320 acres. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer of \$500 an acre from L. M. Worley, on behalf of R. E. Jacques, to purchase land described as:

Conch Key in Section 15, Township 65 South,  
Range 34 East, containing approximately 4 acres  
in Monroe County,

it being the opinion of the Trustees that lease involving the Key, with rental of \$50 per month, was a more attractive arrangement than sale at this time. Upon vote the motion was adopted and so ordered.

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Application was presented from Marlin W. Hilliard offering \$3 an acre for the

N $\frac{1}{2}$  of Section 9, Township 36 South, Range 32  
East, Hendry County.

Two weeks advertisement was suggested since the acreage was not in excess of 320 acres.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees advertise the land applied for by Mr. Hilliard based on his offer of \$3 an acre. Upon vote the motion was adopted and the land ordered advertised, for a period of two weeks.

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Mr. Bayless reported that the Trustees on March 18, 1942, conveyed to the Town of Gulfport by Deed No. 18711 eight and one-half acres of sovereignty land, the deed containing a restriction that the area was to be used for public purposes only and would revert if used for any other. Mr. Byron T. Sauls, representing the Town of Gulfport, advises that the Town desires to plat and lease boat slips to boat owners on a part of the area and desires permission from the Trustees to carry on such work. Information was furnished that revenue from the leases would be used for the benefit of the Town.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees grant request of the Town of Gulfport, allowing use of a portion of the area covered by Deed No. 18711 for boat slips as outlined by Mr. Sauls. Upon vote the motion was adopted and so ordered.

Request was presented from Milton Friend, Chicago, Illinois, for renewal of Fishing Camp Lease No. 236 located on sovereignty land at the south end of Biscayne Bay, which lease expires December 29, 1943, and offering \$25 as annual rental.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees renew Lease No. 236 for a period of one year upon payment of \$25. Upon vote the motion was adopted and renewal ordered executed.

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Offer of twenty-five cents an acre annually was presented from M. W. Whidden, Okeechobee, Florida, for five-year grazing lease on marginal land in

Sections 4, 5, 8 and 9 of Township 38 South,  
Range 35 East, lying between the 17 foot contour  
and Okeechobee Levee Right of Way, containing  
approximately 250 acres in Okeechobee County.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees authorize three-year grazing lease in favor of Mr. Whidden on the area described upon payment of twenty-five (25) cents an acre annually. Upon vote the motion was adopted and lease ordered prepared for execution.

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Application was submitted from Bert Dyess offering \$5.00 an acre for lake bottom land in Section 24, Township 42 South, Range 33 East, Glades County.

The Trustees deferred action on application from Mr. Dyess pending examination of the area and report from Mr. Bayless.

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Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer of \$1 an acre from Mr. G. C. Bullard for the following described land:

NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 2, Township 1 North,  
Range 15 East, Hamilton County,

information having been furnished that field examination shows the area to be burned cypress bay with practically no value. Upon vote the motion was adopted and sale authorized.

Mr. Harry Wells of Tallahassee, Florida, submitted offer of \$1 an acre for land described as:

NE $\frac{1}{4}$  of NW $\frac{1}{4}$ ; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  and SE $\frac{1}{4}$  of Section 7, Township 2 South, Range 13 West, containing 240 acres in Bay County.

Mr. Bayless reported that the land is shown to be low swampy country appraised at \$1 an acre for the land with timber valued at \$233.00.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline to accept \$240 for the tract, but that counter proposal be made to accept the appraised value totaling \$273.00 for the land and timber. Upon vote the motion was adopted, Attorney General Watson voting No.

The Trustees directed that proposal be filed from Phillip E. Buck, on behalf of Edwin Pauley, Los Angeles, California, for oil lease on Lake Okeechobee. It was so ordered.

Mr. Bayless reported that pursuant to action heretofore taken by the Trustees on request from Southern States Land and Timber Company for exchange of land in Palm Beach County, he had gone into the matter with Mr. George F. Bensel, representing the Company, and they had worked out a proposal to be submitted for consideration; that the following exchange is recommended:

LAND SOUTHERN STATES LAND & TIMBER COMPANY PROPOSES TO DEED TRUSTEES:

<i>Description</i>	<i>Acres</i>	<i>Taxes</i>	<i>Appraised Value</i>
Secs. 2 & 12 of 42-38.....	1280.00	\$ 83.20	\$ 6,400.00
All Secs. 4 & 10 South of Canal and Sec. 8 North of Canal, Secs. 22 & 28 of 43-39 .....	3155.00	2,071.50	34,525.00
Sec. 31 South of Canal in 43-40 and Secs. 6, 18, 20, 30 & 32 in 44-40 .....	3240.00	484.00	17,240.00
Secs. 4, 6, 18, 20, 30 & 32 in 45-40 .....	4480.00	448.00	22,400.00
	<u>12,155.00</u>	<u>\$ 3,086.70</u>	<u>\$80,565.00</u>

LAND PROPOSED TO BE DEEDED BY TRUSTEES  
TO SOUTHERN STATES LAND & TIMBER COM-  
PANY:

<i>Description</i>	<i>Acres</i>	<i>Taxes</i>	<i>Appraised Value</i>
Secs. 3 & 11 of 42-38 .....	1280.00	\$ 128.00	\$ 6,400.00
Secs. 1, 11, 13, Sec. 7 North of Canal; Secs. 23 & 25 of 43-39 .....	3352.14	1,480.92	34,282.00
Secs. 9, 17, 21, 27 & 33 of 44-40 .....	3200.00	256.00	16,000.00
Secs. 1, 3, 13, 15, 25, 27 & 33 of 45-40 .....	4480.00	448.00	22,400.00
	<hr/> 12,312.14	<hr/> \$ 2,312.92	<hr/> \$79,082.00

Discussion was had as to the relative value of lands involved in proposed exchange, difference in drainage taxes and the advantage to the Trustees in making the exchange. Mr. Bayless displayed plats showing the ownership of the State at present and a comparative plat showing the area blocked if the exchange should be approved. Also Mr. Bayless pointed out that the land the State would receive in exchange would be more salable by reason of location and a larger acreage in a contiguous body. Information was furnished that deeds from both parties would carry oil and mineral rights in the land conveyed.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the exchange as recommended by Mr. Bayless, set forth above, be approved by the Trustees and deed authorized executed. Upon vote the motion was adopted and so ordered.

Offer of \$5 an acre was presented from A. T. MacKay, on behalf of Otto Rasmussen, for maginal strip of land lying between upland property owned by him and the waters of Crystal River Bay, Citrus County, said land being described as:

A parcel 50 x 150 feet in the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28, Township 18 South, Range 17 East, between the West line of the NW $\frac{1}{4}$  of SE $\frac{1}{4}$  and the present meander line of the waters of Crystal River; lying South of Government Lot 4, Containing approximately one-sixth of an acre.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer of \$5 an acre from Mr.

Rasmusen for the parcel described. Upon vote the motion was adopted and so ordered.

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Mr. Mayo suggested that the small islands in Crystal Bay at Crystal River be withdrawn from sale pending definite location of a road to be constructed through that section. No action taken.

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Offer of \$179 was presented from G. L. Bullard of Jasper, Florida, and also \$5.50 an acre from J. H. Hogan of White Springs, Florida, for the following described land:

NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 29, Township 1 South,  
Range 15 East, Hamilton County, 40 acres.

Mr. Bayless reported that the land is low flatwood, located about ten miles from Jasper; appraised at \$3 an acre for the land; \$10 per thousand for 2500 feet of merchantable pine; 17 units of paperwood at \$2 per unit, the total appraisal being \$179.00.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees advertise the land for competitive bids, based on offer of \$179.00. Upon vote the motion was adopted and so ordered.

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Application was presented from William J. Bulloch of Monticello, Florida, offering \$30 for the purchase of a small island located about three miles northwest of the mouth of Fenholloway River and one-fourth mile toward the shore from Rock Island, containing approximately two (2) acres. Information was that the Trustees recently rejected an offer of \$25 for the property, but agreed to lease Rock Island.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline to sell the island applied for by Mr. Bulloch but that agreement to lease Rock Island be consummated. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that S. J. Stubbs has started operations for removal of cypress timber in Lake County under his Lease No. 322, two payments having already been made, and has asked that the State have the exterior boundaries of the tract painted or properly marked in order that he would have no trouble with adjacent owners.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees have the exterior boundaries surveyed and marked as requested by Mr. Stubbs. Upon vote the motion was adopted and so ordered.

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Offer of \$12.50 an acre was presented from George F. Walz of Miami, Florida, on behalf of J. H. Medlin, for the purchase of

N½ of Lots 1 and 2, Section 35, Township 51,  
South, Range 41 East, containing 53.42 acres in  
Dade County.

Location of the land was given as being approximately eight (8) miles north of Miami, near Snapper Creek Canal, and has been appraised at \$15 an acre.

Also an offer of \$1000 was presented from Ross Burton for the above described parcel. It was recommended that the land be advertised for bids.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees advertise for competitive bidding the land applied for by Mr. Medlin and Mr. Burton. Upon vote the motion was adopted and so ordered.

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Request was presented from Mr. George C. White, City Clerk, for authority to spend a total of \$385.00 for repairs on Trustees' property at 121 East Saint Augustine Street, known as the Cockrell House.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the expenditure of the amount specified by Mr. White for repairs on the Cockrell property out of funds collected from rental from the house, pursuant to terms of the contract. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented letter from the Attorney General dated October 19, 1943, relative to authority of the Trustees to sell mineral rights reserved to them, and his opinion is that the Trustees "do not have authority to sell or release the statutory oil and mineral reservations, which, by Section 270.11, Florida Statutes, are required to be contained in all contracts and deeds for sale of lands by the Trustees of the Internal Improvement Fund." The opinion of the Attorney General further stated that Section 270.11 referred only to public lands, swamp and overflow lands and school lands, and not lands such as came

to the State under Chapter 18296 (Murphy Act) or for any other purpose not considered as an established public use or purpose; that if the Trustees made reservation in deeds on sale of lands not held for a public use, they would have the right to sell or release such reservations.

It was ordered that the opinion of the Attorney General be filed for record.

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Mr. Bayless presented wire from Thos. H. Horobin, protesting sale of sovereignty lands to Doherty interests unless right of entry is preserved to his land.

Upon discussion of the case, motion was made by Mr. Watson, seconded by Mr. Larson, that Mr. Bayless take the matter up with Doherty interest with a view to assuring Mr. Horobin of an outlet from his land, and that deed be not delivered until the matter of entry has been satisfactorily disposed of. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented three letters addressed to Governor Holland from the following parties:

W. J. Touchton of Winter Haven, Florida,  
 Arthur Klemn, Winter Haven, Florida,  
 Mrs. Jo Jones, Clewiston, Florida.

The first two having reference to suggestions on leasing State lands for oil explorations. Mr. Bayless was requested to advise Mr. Touchton and Mr. Klemn that the Trustees appreciate any suggestions with reference to policy in handling State lands in connection with oil leases.

Letter from Mrs. Jo Jones complained that a Mr. Crouch was attempting to take away her property in Palm Beach County, said parcel being described as Lot 17 of Section 20, Township 43 South, Range 35 East.

Mr. Bayless informed the board that some years ago the State had subdivided the area in question and allowed persons who had been occupying the land, under the status of squatters, to purchase tracts desired by them; that Mrs. Jones' husband had applied for Lot 16 and upon being asked if he did not want to purchase Lot 17 also, had stated that he did not. The lot remained unsold until 1943 when R. W. Crouch offered \$125 an acre and sale was consummated to him at that price. Also he understood Mr. Crouch was going to offer Mrs. Jones \$400 for improvements she had placed on the lot.

The Trustees were of the opinion that there was no action to be taken by the Board, but Mr. Bayless was requested to write and explain the situation to Mrs. Jones.

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Governor Holland presented a matter affecting Federal Parks, the particular case being Matanzas National Monument on Fort Matanzas Reservation located on the southern end of Anastasia Island. Application was made by the Federal Government to acquire certain sovereignty land on Rattlesnake Island for the purpose of blocking up and adding to the Reservation.

Mr. Bayless informed the board that this land was of the character that would have to be advertised and in such cases the Federal Government usually paid the cost of publication.

Discussion was had as to the advisability of conveying the land without consideration, the Attorney General being of the opinion that the Trustees should be adequately compensated for the parcel.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise the land on Rattlesnake Island for objections as required by law, to be conveyed without consideration, with the understanding that the Federal Government pay for such advertisement; that while the advertisement is running Mr. Elliot and Mr. Bayless go down and make an examination of the area with a view to ascertaining the acreage involved. Upon vote the motion was adopted, the Attorney General voting in the negative.

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Governor Holland reported that a meeting was scheduled with Congressman Joe Peterson and Newton B. Drury of the National Park Service, to be held in Miami December 28, 29 and 30, for the purpose of discussing Everglades National Park project; also letter from Mr. Drury indicates that he is willing to go much further in meeting the practical issues in view of the discovery of oil in the southern part of the State. That the question of oil explorations in the proposed Park area will be discussed at the meeting and report will be made to the Board at a later date.

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State Treasurer Larson suggested that the Trustees give consideration to employment of an experienced petroleum expert to work with Dr. Gunter and his assistants in analyzing information coming before the Trustees in the way

of reports from explorations and wells being drilled on State lands.

Discussion was had as to where such a man could be located and it was suggested that the Department of the Interior in Washington might loan the State a man for a limited time, or might be able to recommend a man with a private concern or one connected with the State Department of Louisiana, Oklahoma or Texas, who could be released for a while to come to Florida.

The Governor suggested that Mr. Larson confer with Dr. Gunter and see if he could recommend a man to be employed by the Trustees for the technical work referred to, and report back to the Trustees at a later meeting.

Attorney General Watson advised the members that he had a report prepared on his recent trip to Texas and it would be submitted to the individual members for consideration; that the trip to Texas had been very satisfactory and considerable information was acquired from different sources; that a meeting was called by the Tristate Association and oil men from all over Texas were present and made available much valuable data for the benefit of Florida.

Mr. Larson reported that he had recently visited the oil well in Collier County and some of the most outstanding oil men in the country had been present and the discussions had at that time, based on experiences of these men, had been very helpful and had explained many phases of the work about which he had no knowledge.

Mr. Elliot informed the Board that Dr. Gunter had invited Mr. Bayless and himself to visit operations of Pure Oil Company in West Florida and to ascertain from them the kind of records being taken and what would be reasonably required by the State under oil contracts.

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Request was presented from Mr. Mark R. Tenant, Chairman of Board of Commissioners of Everglades Drainage District, for appointment at an early date for discussing joint sales by the Drainage District and Trustees and definitely deciding on the base bid for Murphy Act lands.

An appointment was made for Wednesday afternoon, December 22, 1943, at 3:00 o'clock P.M., and the Secretary was requested to notify Mr. Tenant of the date for the meeting.

Offer of \$300 was presented from R. W. Hudson for the following described land in Hillsborough County, title to which vested in the State under Chapter 14572, Acts of 1929:

NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of NW $\frac{1}{4}$  and S $\frac{1}{2}$  of NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 16, Township 28 South, Range 18 East, containing 30 acres.

Information was that the amount of Decree covering this parcel was \$352 and it was recommended that a price of \$500 be placed on the property.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$300 for the 30 acres of Hillsborough County land described, but that counter proposal be made to accept \$500 for the property. Upon vote the motion was adopted and so ordered.

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The following offers were presented from J. Paul Gaines of Sarasota, Florida, for land in Sarasota County under Chapter 14572:

\$290.75 for Lots 8, 9, 11, 12 and 20, Block 16, Sarasota Beach—Amount of Decree \$240.75;  
\$200.00 for Lots 13 and 15, Block C, Golf Course Heights—Amount of Decree \$200.00.

Upon recommendation from the Secretary, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the offers submitted by Mr. Gaines for the lots described, but that counter proposal be made to accept \$350 for the five lots in Block 16 of Sarasota Beach, and \$275 for the two lots in Block C of Golf Course Heights. Upon vote the motion was adopted and so ordered.

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The Trustees deferred action on the following requests pending the working out of procedure for handling oil matters:

Request from R. E. Skinner that the Trustees join in lease covering oil and mineral reservations in Deed No. 29—4 dated April 30, 1943, in favor of J. L. Lightsey, involving NW $\frac{1}{4}$  of SW $\frac{1}{4}$  and S $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 32-27-17, containing 120 acres in Hillsborough County;

Request from Evans Crary for release of reservations in Deed No. 43—1 dated November 10,

1938, issued in favor of Woodlands Corporation, or that the Trustees join in lease of the oil and mineral reservations involving 17,459 acres of land in Martin County.

The Secretary was directed to notify applicants of action taken.

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Request was presented from D. M. Minton that the Trustees refund \$240.00, being the amount paid for land in Levy County described as:

E½ of NE¼ of Section 4, Township 13 South,  
Range 17 East, containing 80 acres.

Mr. Minton advises that he was not informed that oil and mineral rights would be reserved to the State and he does not care to purchase the land under those conditions.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize refund of \$240 to Mr. Minton covering the sale of Levy County land, the deed having been returned without recording. Upon vote the motion was adopted and so ordered.

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Mr. W. G. Blanchard was present and reported with reference to activity in the oil explorations and asked that the Trustees encourage the drilling of wells from four to six thousand feet as it had been proven that it was not always necessary to drill deep wells to bring in a well. Mr. Blanchard also explained the position his company was in with reference to lands owned by the State but which were also subject to delinquent Everglades taxes necessitating advertisement and sale at public bidding. He desired some assurance from the Trustees that they would not let a competitor get land surrounding a particular township owned by him. Other information was given as to progress being made with exploration work on the keys.

The members expressed themselves as not being in favor of setting aside any areas for the use of any company which would interfere with adjoining drilling locations of another company. One suggestion was made that the areas surrounding the township indicated by Mr. Blanchard be taken off the market. No definite action was taken.

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List of salaries for December, together with expense ac-

counts and miscellaneous bills were presented for approval.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

Southeastern Telephone Company,		
Tallahassee .....	\$	10.35
J. F. Cochran, Postmaster, Tallahassee .....		10.00
D. C. Coleman, Sheriff, Dade County,		
Miami .....		5.70
J. Alex Arnette, C. C. C., Palm Beach		
County .....		13.25
Walter R. Clark, Sheriff, Broward		
County, Ft. Lauderdale .....		5.45
L. R. Baker, Sheriff, Palm Beach		
County, West Palm Beach .....		5.80
E. B. Leatherman, C. C. C., Dade		
County, Miami .....		448.66
The Belle Glade Herald, Belle Glade..		8.27
Treasurer, State of Florida .....		7.85
County of Palm Beach .....		84.05
D. M. Minton, Bronson .....		240.00
Comptroller, State of Florida .....		9.10
Millard B. Conklin, Ass't. Atty. Gen. ..		45.20
J. Tom Watson, Attorney General .....		34.50
Herman Gunter, State Geologist .....		30.50
James H. Millican, Jr.,		
Ass't Atty. Gen. .....		39.50
F. C. Elliot, Secretary and Engineer ...		400.00
F. Elgin Bayless, Chief Clerk Land		
Office .....	\$	350.00
Less Insurance .....		2.95
		<hr/> 347.05
M. O. Barco, Clerk-Stenographer .....		175.00
Jentye Dedge, Clerk-Stenographer .....		175.00
H. L. Shearer, Clerk Land Office.....		75.00
J. B. Lee, Guard Timber Tract .....		20.00
Protective Life Insurance		
Ralph Newman Agencies .....		2.95
		<hr/>
TOTAL .....	\$	2,193.18

Financial Statements for the month of November, 1943,  
are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH  
OF NOVEMBER, 1943

Receipts for the Month

Land Sales .....	\$ 10,433.06	
Land Sales, Chapter 14717—		
Glades County .....	1,032.00	
Land Sales, Chapter 14572—		
Palm Beach County .....	111.90	
Farm Lease .....	103.50	
Timber Leases .....	90.88	
Sand & Shell Leases .....	626.98	
Mineral Leases .....	44.25	
Mussel Shell .....	18.75	
Fishing Campsite .....	37.50	
Release of Canal Reservations.....	3.75	
Pipe Line R/W .....	375.00	
Refund of Deposit with the Supreme Court (Wilson Cypress Co.) .....	50	
Federal Farm Mortgage Corp. Coupons 7 @ \$1.50 (Acct. En- try No. 17839—Axel Jensen)...	10.50	
Total Receipts for Nov., 1943.....	\$ 12,888.57	\$ 12,888.57
Balance as of November 1, 1943...		225,474.48
TOTAL .....		\$238,363.05
Less Disbursements for November, 1943 .....		9,555.40
Balance as of November 30, 1943.....		\$228,807.65

DISBURSEMENTS FOR THE MONTH OF  
NOVEMBER, 1943

Date 1943	Warrant No.	Payee	Amount
Nov. 30,	104026	Stetson O. Sproul, Tax Collector .....	\$ 8,360.40
	104709	F. C. Elliot .....	328.80
	104710	F. Elgin Bayless .....	294.25
	104711	M. O. Barco.....	151.80
	104712	Jentye Dedge .....	151.80

104713	H. L. Shearer .....	75.00
104714	Protective Life Ins. Co., Ralph Newman Agencies .....	2.95
104715	J. B. Lee .....	20.00
	USA Withholding tax .....	170.40

Total Disbursements for November, 1944.....\$ 9,555.40

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH  
OF NOVEMBER, 1943

November 1, 1943—Balance .....	\$ 5,827.50
Gas, Oil and Mineral Leases for month .....	18,305.00
Disbursements .....	None
November 30, 1943—Balance .....	\$ 24,132.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296  
FINANCIAL STATEMENT FOR THE MONTH  
OF NOVEMBER, 1943

Balance as of November 1, 1943.....	\$ 45,784.55
Land Sales for the month.....	49,585.28
<b>TOTAL .....</b>	<b>\$ 95,369.83</b>
Less Disbursement for the month.....	50,850.00
Balance as of November 30, 1943.....	\$ 44,519.83

DISBURSEMENTS FOR THE MONTH OF  
NOVEMBER, 1943

Date 1943	Warrant No.	Payee	Amount
Nov. 30,	104716	Ernest Hewitt .....	\$ 224.00
	104717	Helen Phillips .....	149.40
	104718	Mary Evans Voss .....	140.80
	104719	J. R. Roberts .....	167.28
	104720	M. O. Barco .....	25.00
	104721	Jentye Dedge .....	25.00
	104722	F. C. Elliot .....	50.00
	104723	Aetna Life Insurance Co., Ralph Newman Agencies ...	2.92

106027	J. Edwin Larson, State	
	Treasurer, Transfer to GR...	50,000.00
	Withholding tax .....	65.60

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Total Disbursements for November, 1943.....\$50,850.00

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### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	9-22-43	1
Baker	10-29-43	1
Bay	10-11-43	24
Bay	10-25-43	17
Bradford	11-15-43	1
Brevard	10-20-43	779
Brevard	10-25-43	77
Calhoun	3- 1-43	3
Charlotte	10-11-43	19
Citrus	9-20-43	9
Clay	10-23-43	6
Franklin	10- 4-43	6
Gadsden	10-26-43	5
Gulf	11- 8-43	2
Hamilton	11- 8-43	2
Hendry	11- 5-43	3
Hernando	4-17-43	2
Hernando	5- 1-43	2
Hernando	5-28-43	2
Hernando	5-29-43	1
Hernando	6-25-43	1
Hernando	11- 8-43	3
Hillsborough	12- 8-42	1
Holmes	9- 6-43	1
Holmes	10- 4-43	4
Holmes	10-25-43	10
Holmes	9-20-43	1
Holmes	11- 8-43	3
Indian River	10-18-43	14
Lake	10-11-43	63
Lake	10-11-43	1
Lee	5-24-43	1
Leon	12- 6-43	4
Levy	11- 8-43	1

Madison	11- 1-43	17
Martin	10- 4-43	8
Martin	11- 1-43	7
Polk	9-30-43	74
Seminole	10-11-43	48
Sumter	10-18-43	29
Suwannee	10- 4-43	17
St. Johns	10- 9-43	33
Taylor	10-15-43	5
Walton	11-15-43	2
Washington	9-21-43	6

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Requests were presented for approval of the following deeds:

Hillsborough County:

Municipal Deed No. 27 to the City of Port Tampa.

Municipal Deed No. 29 to the City of Port Tampa.

Manatee County:

Municipal Deed No. 30 to the City of Palmetto.

The Secretary reported that the deeds were in order as authorized under Chapter No. 20424, Acts of 1941, and that amounts required had been received by the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve for execution and delivery Hillsborough County Municipal Deeds Nos. 27 and 29, in favor of City of Port Tampa, and Manatee County Municipal Deed No. 30 in favor of the City of Palmetto. Upon vote the motion was adopted and so ordered.

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Mr. A. L. Johnson of Milton, Florida, came before the Board with request for approval of sale in favor of Richard Broxson,

Information was furnished that under provisions of Chapter 18296 title vested in the State to land covered by Ctf. Nos. 233 of 1931 and 315—C of 1933, being described as the South 5 chains of East 20 chains of Lot 8, Section 24, Township 1 North, Range 27 West, Santa Rosa County;

that former owner, Richard Broxson, applied to purchase the land and at sale of October 11, 1943, offered the base bid of \$7.50 for the parcel; that the Trustees declined the bid on the ground that the Federal Government had filed Declaration of Taking prior to application from Richard Broxson and the Trustees had no title to convey.

Mr. Johnson stated that Richard Broxson bought the property in 1938 and was not aware that the two old tax certificates were outstanding till recently; that he had built a house on the land and made improvements and he felt the appraisal by the Federal Government was inadequate; that he was not in position to go into Court and protect his property with the certificates held by the State.

Upon discussion of the case, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve sale to Mr. Broxson and authorize deed executed in his favor conveying the land heretofore described. Upon vote the motion was adopted and so ordered.

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Letter was presented from Attorney General Watson transmitting Stipulation in the following case:

U. S. vs. 737.15 acres of land, more or less, in  
Santa Rosa, Walton and Okaloosa Counties,  
Florida, Richard Broxson, et al., No. 126—P—  
Civil—File No. 5114,

with recommendation that the Trustees authorize him to stipulate that the appraisal of \$1460 is a fair value for the land involved.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve stipulation as requested by the Attorney General. Upon vote the motion was adopted and so ordered.

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Report was presented from Attorney General Watson involving Holyrood Lodge Masonic property in Hillsborough County, being Lots 14 and 15 of E $\frac{1}{2}$  of Re-Sub. of Block B & W $\frac{1}{2}$  of Block C, Baywood S/D, title to which was certified to the State under the Murphy Act. Opinion of the Attorney General is that the property falls within Article XVI, Section 16 of the Constitution, which exempts from taxation property held and used for charitable purposes, and being so exempt the so-called Futch Acts together with Chapter 20981 of 1941, would apply. Mr. Watson reported that since preparation of his report he

learned that the Comptroller has already cancelled the certificate by which title vested in the State, and it would be in order to return check deposited with the Trustees in amount of \$308.50.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees return check to Holyrood Lodge and approve action taken by the Comptroller cancelling certificate No. 31299, Sale of 1933. Upon vote the motion was adopted and so ordered.

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Letter was presented from Attorney General Watson having reference to Alachua County sale of May 19, 1943. In reviewing the case it was related that C. R. Carnation submitted a bid of \$989 on date of sale; that at a meeting of the Trustees June 1, 1943, bid of \$990 was accepted from Mrs. Bessie L. Yancey, former owner, and deed ordered issued; that subsequent to such action mandamus suit was instituted by Mr. Carnation to compel the Trustees to execute deed to him. Report from the Attorney General is that Mr. Carnation can make settlement with Mrs. Yancey which would be satisfactory to him, under which he would be willing for the Trustees to make deed to Mrs. Yancey for the property, provided the Trustees would accept \$750 as consideration in lieu of \$1000.

Records in the Trustees' office disclose that amount of \$1000 covered bid and costs and amount received by the Trustees was \$990 as set forth in deed heretofore prepared but held up pending outcome of mandamus suit.

After discussion of the case, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees rescind action taken June 1, 1943, authorizing deed in favor of Mrs. Yancey upon payment of \$990.00, and that deed be now executed to Mrs. Yancey for the sum of \$750.00, conveying Lots 11 and 12, Hicksons Replat of Block 8 University Heights Gainesville, Section 5, Township 10 South, Range 20 East, Alachua County; that deed be transmitted to the Clerk with instructions to deliver, upon evidence that mandamus suit had been withdrawn and dismissed; that upon notice of such action refund be made to Mrs. Yancey for difference between \$750.00 and \$990. Upon vote the motion was adopted and so ordered.

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Letter was presented from Attorney General Watson, advising the Trustees that it was within their discretion to reject bid of Elmer E. Pixley and wife at sale of Pin-

ellas County land June 29, 1943, and allow protest from Mr. and Mrs. Otis Lyons after expiration of the twenty-one day protest period. The sale involved property which Mr. and Mrs. Lyons were purchasing under contract from original owner, the original owner having attempted to protect parties purchasing from her up to a certain point but allowed the land to go to a higher bidder.

Upon discussion of the case, motion was made by Mr. Watson, seconded by Mr. Mayo, that the protest be allowed provided Mr. and Mrs. Lyons immediately deposit with the Clerk the amount necessary to have the land readvertised and sold under protest rules. Upon vote the motion was adopted and so ordered.

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Mr. James Messer, Jr., of Tallahassee, Florida, representing Matchette Investment Company, was present and requested that the Trustees accept bid made by his client at Dade County sale held April 21, 1943, shown on Bidding Report No. 122, involving land described as:

All of Section 18 and N $\frac{1}{2}$  of Section 20, Township 53 South, Range 40 East, containing 960 acres.

The Trustees having had the case investigated, and being of the opinion that the sale should be approved, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept bid of Matchette Investment Company in amount of \$803 as shown on Report No. 122, for the land above described, and that deed be executed and transmitted to purchaser. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that the Trustees grant the following requests from the United States involving land under the Murphy Act:

HERNANDO COUNTY—Request for including in lease dated September 2, 1943, parcel of land described as, SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 28, Township 22 South, Range 18 East, said land to be used in connection with Turret Gunnery Range;

LAKE COUNTY—Request for lease on Lots in East Umatilla, Florida, being a subdivision of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8, Township 18 South, Range 27 East, containing 3.762 acres;

ORANGE COUNTY—Request for two leases as follows:

1. The NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 34, Township 22 South, Range 30 East, containing 10 acres, and
2. The S $\frac{1}{2}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1, Township 20 South, Range 27 East, containing 5 acres;

POLK COUNTY—Request for lease on Lot 18, Block 96, Polk City Subdivision of Section 34, Township 26 South, Range 25 East;

SARASOTA COUNTY—Request for execution of Release involving Block 1, Saratona S/D of S $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, Township 36 South, Range 17 East, containing 2.9 acres, covered by Lease in favor of the United States dated August 25, 1942, for which area the Government has no further use.

It was ordered that above instruments be executed and transmitted to the proper Federal Agency.

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Application was presented from the City of Carrabelle, in the form of a Resolution adopted by the City Commissioners, requesting conveyance under Chapter 21929 of 1943, of the following described land in Franklin County:

All of Block 4 of Kelley's Plat in Carrabelle, less a parcel 115 feet wide in SW corner of said Block, and a parcel 100x35 feet as described in Deed Book "FF" Page 90.

Information was that the City desired the parcel as a site on which to construct a city water plant; that several months ago the City applied to purchase the land under the Murphy Act and deposited amount of the base bid but before deed could be issued John C. Moore protested the sale on the ground that he did not want the plant located on that site; that at the time of making application to purchase the City was not aware of the existence of Chapter 21929, but having learned of the terms of said law now makes application for conveyance.

Mr. Moore was present and stated he thought the protest should go on through as it was made within the 21-day period; that the land in question is one of the few places

on the water available for harbor development and if the project for deep water facilities is ever carried out this block would be needed; that there are any number of places back from the water suitable for the water and sewage plant, and he urged the Trustees to allow the parcel readvertised.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the City's request for conveyance under Chapter 21929 be denied; that the protest be sustained and that the matter be referred to Mr. Elliot to see if some other locality could not be found suitable for the City's needs, otherwise the land be readvertised for sale. Upon vote the motion was adopted and so ordered.

Two applications were presented from the City of Haines City for conveyance under Chapter 21929, Acts of 1943, of a large number of lots in Polk County, title to which came to the State under Chapter 18296. Resolutions state that the land is to be used for school playgrounds, municipal athletic field and park purposes. Information was that the 1932 assessed value on the various lots totalled \$5770.00.

Upon consideration of the large area involved, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees decline the requests from the city of Haines City, the opinion of the board being that the law did not contemplate conveyance of such large tracts without compensation to the State. Upon vote the motion was adopted and so ordered.

Consideration was given to Resolution by the Board of Public Instruction of Duval County, adopted November 9, 1943, requesting conveyance under Chapter 21929, Acts of 1943, of the following described lots under Chapter 18296:

Lot 2, Block 28, East Lewisville  
 Lot 1, Block 29, East Lewisville  
 Lot 4, Block 30, East Lewisville  
 Lots 2 and 3, Block 31, East Lewisville,

the lots to be used as a site for public school purposes. The Secretary reported that the 1932 assessed value on the lots requested was \$380 and the base bid for purchase would be \$95.

Motion was made by Mr. Mayo, seconded by Mr. Wat-

son, that the Trustees authorize deed in favor of the Board of Public Instruction of Duval County, conveying the lots described as provided by Chapter 21929 of 1943. Upon vote the motion was adopted and deed ordered issued.

Letter was presented from the City Attorney of West Palm Beach requesting that the Trustees withhold from sale, except to the City, all lots owned by the State under Chapter 18296 located within the Subdivisions of Marimont, Marian Park and Woodlawn. It was explained that the United States was taking over several hundred acres of land owned by the City heretofore used for public parks, playgrounds, and municipal purposes, and proposal will be made to the Trustees for acquiring Murphy Act lands to be developed by the City as a post-war project.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees instruct the Clerk to withdraw from sale, except to the City of West Palm Beach, all lots owned by the State under Chapter 18296 in the subdivisions of Marimont, Marian Park and Woodlawn, pending acquisition of the Lots by the City. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the following offers for an old wooden building located on Lots 1 and 2, Block 13, McKinney's Addition to Lake Butler, Florida, Section 31, Township 5 South, Range 20 East, Union County, covered by Certificates Nos. 178 of 1927 and 532 of 1933:

D. E. Handley.....	\$20.00
H. O. Brown.....	\$25.00
R. B. Hewitt.....	\$27.50

It was agreed, however, that the Trustees would accept \$100.00 for the building. Upon vote the motion was adopted.

Application was presented from Florida Public Service Company for right of way easement across the following described land in Orange County:

NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 12, Township 20 South, Range 27 East; covered by Ctf. No. 40 of 1933.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant right of way across the North

50 feet of the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 12, Township 20 South, Range 27 East, upon payment of fifty (50) cents per rod, together with the right to cut and trim trees (except fruit trees) which would be a menace to the line. Upon vote the motion was adopted and so ordered.

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Pursuant to provisions of Chapter 21955, Acts of 1943, request was presented from Ray Y. Walden for deed from the Trustees conveying the following described land:

Com. at NE cor. of W. C. Whitten & Co's lot on E line of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and run N 52 $\frac{1}{2}$  feet, W 105 feet, S 52 $\frac{1}{2}$  feet and E 105 feet to pt. of beg. Section 18, Township 5 South, Range 21 East, Union County, covered by Certificate No. 368 of 1933,

to Trustees of Raiford Missionary Baptist Church, Raiford, Florida.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees execute deed to the above described land to C. H. Hunter, W. K. Jenkins and A. L. Crews, as Trustees of the Raiford Missionary Baptist Church, Raiford, Florida, for a consideration of \$1 as provided by Chapter 21955. Upon vote the motion was adopted and deed ordered issued.

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Request was submitted from Carroll Dunscombe of Stuart, Florida, that the Trustees furnish evidence disclaiming any interest in certain Martin County property which was erroneously certified under the Murphy Act. The Comptroller having authorized cancellation of the Certificate proper notation was made on the records, but a prospective purchaser desires some showing that the Trustees do not claim any interest.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute the proper instrument disclaiming interest in the land which was erroneously certified to the Trustees under Cert. No. 2798 of 1933. Upon vote the motion was adopted and so ordered.

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The Secretary presented Brevard County Special Case, for which a base bid of \$300 was authorized by the Trustees for advertising a large number of lots applied for by C. M. McKinney. Report of the sale was submitted showing higher bids by former owners on several parcels.

Upon recommendation from the Secretary, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept bids by former owners in a total amount of \$80.85 and bid of \$300 from C. M. McKinney for the remainder of the lots shown on Report No. 52, Sale of October 20, 1943, and that deeds be executed and transmitted to the former owners and to Mr. McKinney. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented twenty-seven stipulations involving land in condemnation suit entitled:

United States vs. 365 acres of land, more or less,  
situate in Bay County, Florida, and Sarah A.  
Tucker, et al.

The Federal Government requests that the Trustees approve the stipulations agreeing to accept the amounts set forth therein for land owned by the State under the Murphy Act. Information was that the appraisal of the United States is slightly in excess of one-fourth of the 1932 assessed value.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of the stipulations in the above designated suit, agreeing to accept the appraisals as set forth therein in payment for the land. Upon vote the motion was adopted and so ordered.

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List of salaries and expense accounts for the month of December were presented for approval.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the following salaries, and expense accounts, be approved and that the Comptroller be requested to issue warrants in payment therefor:

Woodrow M. Melvin, Ass't. Atty. Gen.	\$	59.35
Lamar Warren, Ass't. Atty. Gen. ....		31.50
Ernest Hewitt, Clerk-Bookkeeper .....		250.00
Helen Phillips, Clerk-Stenographer .....		175.00
Mary Evans Voss, Clerk-Stenographer .....		150.00
J. R. Roberts, Clerk.....	\$	175.00
Less Insurance .....	2.92	172.08
<hr/>		
M. O. Barco, Clerk-Stenographer .....		25.00
Jentye Dedge, Clerk-Stenographer.....		25.00
F. C. Elliott, Secretary .....		50.00

Aetna Life Insurance Co.,	
Ralph Newman Agencies .....	2.92
<b>TOTAL</b> .....	<b>\$ 940.85</b>

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
December 16, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary

#### SUBJECT UNDER CHAPTER 18296

Governor Holland recommended that the Trustees issue quit claim deed in favor of Mrs. Lizzie Clark, present owner, releasing State Road right of way reserved in Polk County Deed No. 1219, dated November 16, 1942, issued in the name of the City of Bartow, involving

Lot 1 Oak's Addition to the City of Bartow, Polk County, Florida.

The State Road Department having recommended that the right of way be released, action of the Trustees was that Quit Claim Deed No. 1219—Polk County, be executed in favor of Mrs. Lizzie Clark upon payment of \$2.00. It was so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
December 28, 1943.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

F. E. Bayless, Land Clerk

Mr. Bayless reported that pursuant to action of the Trustees December 14, land in Hendry County was advertised for competitive bidding, based on applications from Vose Babcock with offer of \$2.50 an acre, and from Marlin W. Hilliard with offer of \$3.00 an acre. The following Notice was published in the Clewiston News, a newspaper published at Clewiston, Hendry County, in the issues of December 17 and 24, 1943 :

#### N O T I C E

Tallahassee, Florida, December 15, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, December 28, 1943, at 12 o'clock Noon, for the following described land in HENDRY County, Florida :

East  $\frac{1}{2}$  of Section 33, Township 45 South, Range 32 East, containing 320 acres.  
North  $\frac{1}{2}$  of Section 9, Township 46 South, Range 32 East, containing 320 acres.

Said area to be sold subject to outstanding Grazing Lease No. 230 which expires December 16, 1946.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Upon call for bids on the E $\frac{1}{2}$  of Section 33, Township 45 South, Range 32 East, offer of \$2.50 an acre from Mr. Vose Babcock was filed. Mr. W. T. Hull was present and offered \$3 an acre for the land. There being no further bids, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept \$3 an acre from W. T. Hull for the land in Section 33, sale to be subject to Grazing Lease No. 230 which expires December 16, 1946. Upon vote the motion was adopted and so ordered.

Also bids were called for on the N $\frac{1}{2}$  of Section 9, Township 46 South, Range 32 East, and the highest offer was \$3 an acre from Joe Hilliard.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the offer of \$3 an acre from Joe Hilliard be accepted for land in Section 9, sale to be made subject to Grazing Lease No. 230 expiring December 16, 1946. Upon vote the motion was adopted and so ordered.

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Offer of \$3 an acre was presented from Howard G. Livingston of Sebring, Florida, for

W $\frac{1}{2}$  and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 27, Township 34 South, Range 31 East, containing 400 acres in Highlands County.

Mr. Bayless reported that the land was appraised at \$4 and was described as prairie with heavy growth of saw palmetto and located about 25 miles southeast of Sebring, near the Kissimmee River

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$3 an acre from Mr. Livingston, but it was agreeable that the land be advertised for competitive bidding with a starting bid of \$4 an acre, the appraisal placed on the land. Upon vote the motion was adopted and so ordered.

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Application was presented from the United States Government for release of canal reservations reserved by the Trustees in a parcel of land being acquired by the Government, described as

SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 25, Township 29 South, Range 25 East, Polk County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees execute release in favor of the United States of canal reservations in the land described. Upon vote the motion was adopted and so ordered.

Mr. Bayless presented offer of \$54.62 from J. T. Bridges of Jasper, Florida, for the following described land:

Lot 1 of Fractional Section 4, Township 2 North,  
Range 14 East, Hamilton County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept \$54.62 from Mr. Bridges for the land described, the offer being equal to appraised value of the parcel. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$200 from W. R. Stafford of Wimauma, Florida, for

NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 4, Township 33 South,  
Range 20 East, Manatee County,

the Field Agent's appraisal having been in excess of that amount, but that counter proposal be made to accept \$250 for the land. Upon vote the motion was adopted and so ordered.

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Letter was submitted from J. C. Chewning, holder of Contracts No. 18793 and No. 18805, covering Hiatus Lot 3 and Section 3, Township 44 South, Range 40 East, Palm Beach County, requesting that the Trustees convey the East 200 feet of the parcels described in order to afford E. N. Belcher, owner of land to the South, access to West Palm Beach Canal.

Mr. Bayless informed the Board that Mr. Chewning had paid in on his contracts a total of \$1,591.00.

Motion made by Mr. Mayo, seconded by Mr. Lee, that the Trustees grant request of Mr. Chewning and convey the 200 foot strip applied for. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees decline offer of \$3 an acre from C. E. Jackson for approximately 400 acres of mangrove around Overseas Highway between the mainland and Jew Fish Creek, in Monroe County, and that the land be withdrawn from the market for the present. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented the matter of exchange between the State Board of Education and the Trustees of the In-

ternal Improvement Fund, which was desired for the purpose of blocking up holdings of Southern States Land & Timber Company; that the State Board of Education was agreeable and it was now necessary to have the transaction approved by the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize conveyance to the State Board of Education of Section 17, Township 44 South, Range 40 East, in exchange for Section 16, Township 44 South, Range 40 East, Palm Beach County. Upon vote the motion was adopted and so ordered.

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#### SUBJECT UNDER CHAPTER 18296

Available for transfer to General Revenue, \$50,000.00 from funds under Chapter 18296, for which amount Warrant will be drawn in favor of the State Treasurer as follows:

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#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for  
Transfer to General Revenue Fund.....\$50,000.00

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. E. Bayless, Acting Secretary.

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Tallahassee, Florida,  
January 4, 1944

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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The Secretary presented for approval Minutes of the Trustees dated October 5, 28, 29, November 2 and 9, 1943.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve Minutes as submitted by the Secretary. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$2.75 an acre from W. T. Hull of LaBelle, Florida, for

W $\frac{1}{2}$  of Section 33, Township 45 South, Range 32 East, Hendry County, containing 320 acres.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the land be advertised for competitive bidding based on offer of \$2.75 an acre. Upon vote the motion was adopted and so ordered.

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Application was presented from Joe Hilliard of LaBelle, Florida, with offer of \$3 an acre for

E $\frac{1}{2}$  of Section 17, Township 46 South, Range 32 East, containing 320 acres in Hendry County.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the land applied for by Mr. Hilliard be advertised for competitive bidding. Upon vote the motion was adopted and so ordered.

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Proposal was presented from Keen and Allen, on behalf of Mrs. Corella Howard, offering \$3 an acre, plus \$200 for timber, for

Lot 3, Section 2;  
Lots 1, 2, 3, 4, 5, 7 and 8, Section 11;  
Township 5 South, Range 29 East, containing 331.63 acres in St. Johns County.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees advertise for competitive bidding the land applied for by Keen and Allen in St. Johns County. Upon vote the motion was adopted and so ordered.

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Request was submitted from Streety Durrance for renewal of Grazing Lease No. 80 covering the following described land in Highlands County:

400 acres in Sections 14 and 23, Township 37 South, Range 30 East.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees renew Grazing Lease No. 80 for a period

of one year from January 1, 1944, upon payment of fifteen (15) cents an acre. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented application from Ernest Durrance for one-year renewal of Grazing Lease No. 235 on the following described land, offering \$40 for such renewal:

240 acres in Section 23, Township 37 South, Range 30 East, Highlands County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize renewal of Grazing Lease No. 235 in favor of Ernest Durrance for a period of one year from December 29, 1943, upon payment of \$40.00. Upon vote the motion was adopted and so ordered.

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Offer of \$5 an acre was submitted from Hamrick and Hamrick of Apopka, Florida, for the purchase of

SW $\frac{1}{4}$  of SE $\frac{1}{4}$  and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 17, Township 24 South, Range 28 East, containing 120 acres in Orange County.

Information was that the land is located about twenty miles from Winter Garden, is of the character of flat woods and black jack and was appraised at \$5 an acre.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees advertise for competitive bidding the land applied for by Hamrick and Hamrick, based on the offer of \$5 an acre. Upon vote the motion was adopted and so ordered.

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Application was presented from Wm. B. King for five-year lease on camp site comprising approximately three acres on Rocky Reef, a small island in Lake Okeechobee near Clewiston, with offer of \$15 annually for such lease. Information was that applicant is a commercial fisherman and desires the parcel for a fishing camp and garden site; also that the Trustees recently granted United States Sugar Corporation permission to cross the island with a water pipe line.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize lease in favor of Wm. B. King for a period of five years, upon payment in advance of \$15 annually, lease to be subject to cancellation at the end of any yearly period. Upon vote the motion was adopted and so ordered.

Mr. Watson reported that at a recent conference had with H. M. Forman, President of the Board of Supervisors of Napoleon B. Broward Drainage District, the District had agreed to remit interest and maintenance tax against State land in said District, which would mean a saving to the Trustees of \$942.90, and that the statements were now in order for payment from funds received from sale of lands in the District.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize payment of Napoleon B. Broward Drainage District taxes for the years 1937-1942, both inclusive, on land in Broward County in:

Section 4, Township 50 South, Range 40 East,  
and

Section 22, Township 50 South, Range 41 East,  
payment to be made from proceeds received from sale of lands within said District. Upon vote the motion was  
the taxes ordered paid.

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The Secretary presented offer of \$7.50 an acre from E. B. Savage of Ocala, Florida, for the purchase of land title to which vested in the Trustees under provisions of Chapter 14572, Acts of 1929, the parcel being described as:

NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 33, Township 14 South,  
Range 18 East, containing 40 acres in Levy  
County.

. Motion was made by Mr. Mayo, seconded by Mr. Larson, to accept offer of \$7.50 an acre from E. B. Savage for Levy County land applied for. Upon vote the motion was adopted and so ordered.

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Written report was presented and read from Attorney General Watson and State Treasurer Larson as follows:

January 3, 1944

Trustees of the Internal Improvement Fund

C A P I T O L

Dear Sirs:

Your Trustee members of the oil committee, the undersigned, respectfully report that on Wednesday, the twenty-ninth day of December 1943, they met representatives of the Humble Oil and

Refining Company at the Sunniland well in Collier County for the purpose of determining the evidence to be required by the State in passing upon the making of the award provided for under Section 253.49, Florida Statutes 1941, to the first producer in commercial quantities in this State of petroleum oil or gas by any explorer or operator.

We had with us for this meeting two representatives of the State Geological Department.

We found the well in operation flowing under pumps, being advised that the natural flow of the oil reached approximately 2500 feet of the surface, but pumping was required to bring it this 2500 feet to surface flow. This pump was being operated at approximately 22 revolutions per minute. The company had eight 1000 barrel tanks on the premises for oil storage purposes and advised that approximately 3600 barrels of separated oil had been accumulated in these tanks. We also were advised that the well was flowing at a rate of 20% oil and 80% water which flow was at a rate that produced 100 barrels of clear oil per day. The company had data showing the time it had taken to produce the stock of oil then accumulated in the tanks and the cost of its production. Gas was flowing from the well also and we were advised that the well production of gas was being partially consumed in the operation of the flowing pump. Your committee had previously been unofficially informed that the percentage of oil and water flowing from the well had at one time been 52% water and 48% oil.

Your committee feels that commercial quantity production is determinable by at least three separate factors:

1. Quantity produced.
2. Ratio of cost of operation to quantity produced in terms of value as well as volume.
3. The showing of continuity in production for the purpose of estimating the total quantity of oil in the well offered as a commercial producer.

The producer was requested by your committee to start fresh in its production and furnish a log showing:

1. The daily oil and water production and the daily separated oil production.
2. The costs of same daily.
3. An estimate upon the quantity of oil believed to exist in the well and the time for which the well could be expected to continue production.

The producer has claimed the statutory award for production of oil without the inclusion of any gas production.

The producer began fresh operations in oil production as of December 30, 1943 to continue for a period of thirty days, and Mr. Erickson, of the Geological Department of the State, was left at the site of the well to check this production and to obtain from the producer the data and information requested as above outlined for the thirty day continued operation period. At the conclusion of this test period the Attorney General will report to the Trustees his finding on the producer's entitlement to the statutory award aforesaid.

Respectfully submitted,

J. TOM WATSON  
J. EDWIN LARSON

JTW:vh

Further information was that Mr. David E. Erickson of the State Geologist's office would remain at the well for the test period; that he agreed that the proposed test would be adequate. Also in conference with Dr. Gunter, he had approved the test being made.

Upon a discussion of the Attorney General's report and verbal information as to the Sunniland well in Collier County, Governor Holland suggested that an analysis of the quality of the oil coming from the well might be a factor in determining whether or not the well was producing oil in commercial quantities. It was agreed that such further information would be advantageous, whereupon Mr. Watson moved that analysis of the quality of the oil be included among the factors for determining whether or not the well comes within the 1941 law. Motion seconded by Mr. Mayo and upon vote adopted.

Mr. Mayo moved that the Board thank Mr. Watson and Mr. Larson for making the trip to the Humble Oil Company's well in Collier County and approve the report submitted together with the test prescribed therein with the addition of the analysis test suggested by the Governor. Motion seconded by Mr. Lee and upon vote adopted.

Attorney General Watson presented draft of Minutes of the Trustees dated March 16, 1943, which had not been approved by the board as yet, and requested that a motion which he had offered be changed as it did not correctly state what he had intended. The Minutes in question had reference to application from Florida Land and Exploration, Inc., (Rivers Buford and A. E. Freel) for the suspension clause to extend to all lands covered by Oil Exploration Contract No. 223 dated October 4, 1941. Mr. Watson explained that he had intended his motion to grant extension of the suspension clause over the entire area covered by Contract No. 223 for the same period and under the same conditions as authorized by Resolution dated September 22, 1942, applicable to a limited area under contract.

Upon discussion of the subject and the further statement by Judge Rivers Buford who was present at this meeting, that his Company had understood that the suspension clause authorized March 16, 1943, would apply in the same manner as authorized by Resolution dated September 22, 1942, it was satisfactory that the motion be corrected as requested by the Attorney General.

Mr. Watson moved that the motion made by him March 16, 1943, on the subject of suspension clause affecting Contract No. 223, be corrected to read as follows:

Based on statements made by Messrs. Toler and Freel and proof submitted, motion was made by Attorney General Watson, seconded by Mr. Larson, that Trustees grant the same extension as authorized by resolution dated September 22, 1942, covering a portion of the area under Contract No. 223, making such extension applicable to the entire area.

Seconded by Mr. Larson and upon vote adopted.

It was ordered that the Minutes of March 16, 1943, be corrected and that the motion in question read as above stated.

Application was presented from the State Road Department for easement across submerged lands in Escambia

County for the purpose of constructing a bridge requested by the United States Public Roads Administration.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Right of Way easement across submerged land in Escambia County for construction of a bridge, said parcel being designated as,

Submerged land in and under the North arm of  
Bayou Grande in Township 2 South, Range 3  
West, lying within 200 feet of the center line of  
State Road No. 608, Project 4571.

Upon vote the motion was adopted and easement authorized.

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Mr. W. G. Blanchard came before the Trustees and presented a verbal proposal to the Trustees which would if granted allow him to bore from one to four test holes down to a depth of 1000 or 1500 feet on State land in Township 55, Ranges 37 and 38, and Township 56, Range 37, for the purpose of locating an oil dome which they feel sure can be found in that area, and if such dome should be found they will drill a well to a depth of 10,000 feet.

Mr. Blanchard gave information as to progress being made on areas leased from the State; that \$15,000 monthly was being spent on exploration in the Keys area, which amount will be stepped up to approximately \$25,000 monthly as soon as a certain gravity instrument can be secured; approximately \$20,000 per month being spent in the Everglades area and plan to start work again very soon in the Cape Sable area.

Upon discussion of Mr. Blanchard's request the Governor expressed himself as objecting to tying up additional areas to companies that have large areas under lease. Attorney General Watson was favorable to trying to work out a contract that would allow Mr. Blanchard to put down several test wells for determining whether or not the oil dome can be located. Mr. Mayo was inclined to favor giving Mr. Blanchard the opportunity of making the tests proposed. Mr. Larson was opposed to the proposal.

Motion was made by Mr. Watson that the matter be referred to the oil committee with instructions to negotiate with Mr. Blanchard and see if some proposal could not be worked out for submitting to the Trustees at the next meeting. Motion seconded by Mr. Mayo and upon call the vote was:

Ayes, Mr. Watson and Mr. Mayo;  
Nays, Governor Holland and Mr. Larson,  
and the motion was lost.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

E. R. Bennett, Clerk Circuit Court Broward County Settlement in full of all Napoleon B. Broward Drainage District taxes 1937 to 1942, both inclusive, all prior taxes having been cancelled by the District, on lands owned by the Trustees of the Internal Improvement Fund within said District as follows:

In Township 50 South, Range 41 East—Section 22			
Tract 8, Part	Tier 31	\$	24.78
" 5, 6, 7, Pt. and			
" all 8 and 9	" 33		144.84
" 7, 8, 9	" 37		149.94
" S $\frac{1}{2}$ 5 and all 6			
to 10 inclusive	" 39		227.82
" S $\frac{1}{2}$ 5 and all 6			
to 10 inclusive	" 41		238.32
" S $\frac{1}{2}$ 5 and all 6			
to 9 inclusive	" 45		202.50
" S $\frac{1}{2}$ 5 and all 6			
to 10 inclusive	" 43		249.30
Township 50 South, Range 40 East—Section 4			
All South of North New			
River Canal and less			
State Road No. 26		\$1,172.22	
			\$2,409.72

E. R. Bennett, Clerk Circuit Court Broward County Settlement in full of all Napoleon B. Broward Drainage District taxes for 1937-1942 both inclusive (all prior taxes cancelled) on Internal Improvement Funds lands within said District as follows:

In Section 22, Township 50 South, Range 41 East			
Tract Lot 3 and all Lot 4 and N $\frac{1}{2}$ Lot 5		\$97.65	
	Tier 39		
Lot 4 and N $\frac{1}{2}$ Lot 5	" 41	67.50	
N $\frac{1}{2}$ Lot 5	" 43	22.50	
Lot 4 and N $\frac{1}{2}$ Lot 5	" 45	65.70	
			\$253.35

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliott presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	10-20-43	30
Broward	10-18-43	54
Citrus	11- 9-43	6
Dade	4-21-43	3
Duval	10-27-43	106
Hardee	10- 5-43	4
Hillsborough	10-25-43	34
Jefferson	11- 8-43	4
Lee	9-28-43	45
Manatee	11- 1-43	37
Orange	11- 1-43	48
Palm Beach	10-22-43	57
Pasco	11- 1-43	24
Putnam	10- 2-43	215
Sarasota	11- 8-43	15
Seminole	11- 8-43	16
St. Johns	10- 9-42	1
Sumter	10-25-43	60

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for road right of way across Murphy Act land in Nassau County, desired in connection with State Road No. 606.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor of the State Road Department in connection with Nassau County Road No. 606, Project 4567—SRD No. 2. Upon vote the motion was adopted and so ordered.

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Application was presented for correction deed in favor

of Marguerite L. Holland for the purpose of correcting erroneous description in Lee County Deed No. 392.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize execution and delivery of Lee County Deed No. 392-Correction, thereby correcting erroneous description in original deed. Upon vote the motion was adopted and so ordered.

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Request was presented from the United States for lease covering Murphy Act land in Orange County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize lease in favor of the United States covering the following described parcel:

Lot 8 Hiwassa Heights S/D of Section 36, Township 22 South, Range 28 East, containing 2.5 acres in Orange County.

Upon vote the motion was adopted and lease ordered executed.

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Request was presented from American Telephone and Telegraph Company of Atlanta, Georgia, for permission to cut and trim trees on Murphy Act land in Volusia County adjacent to right of way of the company's line, the number of trees involved being estimated at 32. Offer of \$40 was submitted for permit.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$40 and authorize execution of permit in favor of American Telephone and Telegraph Company for cutting and trimming thirty-two trees located on the following described land in Volusia County:

In Selden's Lincoln Park Subdivision, Yonge Grant, Township 14 South, Range 32 East, City of Ormond; Lots 6, 7, 8, 9, 10, 11, Block 2—20 trees; Lot 1, Block 2—12 trees.

Upon vote the motion was adopted and permit ordered executed.

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Application was presented from Broward County Commissioners that the Trustees withdraw from sale approximately 23 acres of land, comprising 352 lots in Everglade Land Company's Second Addition to Lauderdale,

located about three miles southwest of Fort Lauderdale, Florida. Statement was made that the County proposes to acquire title to the land either by sale or donation for use as a site for County Fair Grounds. Request was that the lots be withdrawn pending acquisition.

Mr. Elliot informed the Board that the 1932 assessed value of the lots was approximately \$4,700.00.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees temporarily withdraw from sale the lots applied for by Broward County and that the County Commissioners be requested to submit a proposal with their best offer for the lots, the Trustees not being disposed to convey the land without compensation. Upon vote the motion was adopted.

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Letter was presented from Attorney General J. Tom Watson addressed to Governor Holland, having reference to the Stanley C. Key vs. Jerome Perez case involving erroneous description in Monroe County deeds executed in favor of said parties. The history of the case was reviewed, also action taken by the Trustees in an effort to correct the description by execution of correction deeds.

The Attorney General was of the opinion that the Trustees should assist in this matter to the extent of cooperating with Attorney for Mr. Perez but does not feel that the Trustees should be put in the position of assuming the burden of upholding this deed without the Attorney for Mr. Perez taking the lead in the matter; that his office had cooperated and offered to assist in every way possible to get the matter disposed of but had heard nothing from Mr. Perez' lawyer.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the action taken by Mr. Watson be approved and his suggestion for future handling of the case be acted upon. Upon vote the motion was adopted and it was ordered that Mr. Perez be so advised.

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The Secretary reported that the Comptroller had transmitted for consideration of the Trustees applications from Clerks of the Circuit Courts of various counties requesting cancellation of tax sale certificates, all of which had been certified to the State under Chapter 18296, Acts of 1937.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that based on statements made by the Clerks, the Trustees disclaim interest in the following certificates, the opinion being that they evidence no title in the State under Chapter 18296:

#### BREVARD COUNTY

Cert. No. 55—1927)  
 Cert. No. 56—1927)  
 Cert. No. 2761—1933)  
 Cert. No. 2762—1933)  
 Cert. No. 88—1927

#### ESCAMBIA COUNTY

Cert. No. 198—1934  
 Cert. No. 901—1934  
 Cert. No. 666—1928)  
 Cert. No. 3450—1933)  
 Cert. No. 946—1931)  
 Cert. No. 3452—1933)  
 Cert. No. 824—1919)  
 Cert. No. 3457—1933)

#### HERNANDO COUNTY

Cert. No. 531—1926)  
 Cert. No. 3836—1927)  
 Cert. No. 102—1920  
 Cert. No. 722—1929

#### LAFAYETTE COUNTY

Cert. Pt. No. 294—1933

#### PASCO COUNTY

Cert. No. 537—1900

#### PUTNAM COUNTY

Cert. No. 4989—1927)  
 Cert. No. 4990—1927)  
 Cert. No. 4991—1927)  
 Cert. No. 4992—1927)  
 Cert. No. 4993—1927)  
 Cert. No. 5009—1927)  
 Cert. No. 5010—1927)  
 Cert. No. 5011—1927)  
 Cert. No. 5012—1927)  
 Cert. No. 5013—1927)

## SUMTER COUNTY

Cert. No. 144—1904

## WALTON COUNTY

Cert. No. 168—1921)

Cert. No. 865—1933)

## WASHINGTON COUNTY

Cert. No. 170—1921)

Cert. No. 1198—1933)

Request was submitted from the United States for execution of releases covering lands leased to the Federal Government April 13 and July 13, 1943, located in West Orange Heights Subdivision, Section 20, Township 28 South, Range 22 East, and also  $8\frac{1}{4}$  acres in the same section, township and range, Hillsborough County, which land is no longer required for military purposes.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of instruments requested, releasing the United States of any liability in connection with Hillsborough County land covered by lease dated April 13, 1943. Upon vote the motion was adopted and so ordered.

Mr. Elliot suggested that the Trustees take action giving blanket authority for executing releases in favor of the United States when application is made notifying the Trustees that the land is no longer required for military use, and also upon completion of release the Clerk be advised that the lands should be returned to list of lands for sale.

In a discussion of the subject, it was suggested that the Attorney General look into the matter.

Letters were presented from Mr. John L. Early requesting that the Trustees take action on protest from T. W. Conyer to sale held November 8, 1943, application 549 from M. Lee Harris, with high bid of \$68.50, Report No. 49, Sarasota County. Information was that Mr. Conyer is former owner of the land and on November 26, 1943, deposited with the Clerk amount required under the Protest Rule.

Mr. Early also requests, in connection with homestead property, that the Trustees adopt a special rule applicable

to such cases, which will not necessitate the homestead owner having to bid in competition to land sharks in order to recover his property.

Upon consideration of Mr. Conyer's case, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees establish as a rule for this case that protest bid from T. W. Conyers in amount of \$75.35 be accepted and the deed be executed to him conveying the following described land:

NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of  
SW $\frac{1}{4}$  of Section 25, Township 36 South, Range  
20 East, containing 20 acres in Sarasota County;

Also that bid of M. Lee Harris be declined and the Clerk be notified of action taken. Upon vote the motion was adopted and so ordered.

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Mr. Elliot submitted the following suggestion for consideration of the Board: "That in order to facilitate proper accounting by the Clerks and audits by the State Auditor, the State Auditing Department recommends use by the Clerks as Murphy Act Agents, of pre-numbered receipts on which to enter amounts received; also use of a cash book which will disclose all receipts and disbursements." Form of receipt book was submitted which had been worked out by the Auditor's Office, collaborating with a Committee from the Clerks' Association and the Secretary's office, and it was recommended that the Trustees have uniform receipt books printed for distributing to the Clerks, but that the Clerks purchase the cash books.

Upon discussion of the suggestions, Mr. Watson was of the opinion that the Agents of the Trustees should have their own receipt books printed as well as pay for the cash books used by them, but the other members were in favor of the Trustees standing the cost of receipt books as it was essential that they be uniform.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the suggestion of Mr. Elliot be adopted as the action of the Trustees and that the Secretary be authorized to have the necessary Receipt Books printed and furnished to all Clerks. Upon vote the motion was adopted, Mr. Watson voting in the negative because he felt the Clerks should stand the cost of printing.

Information was furnished by Mr. Elliot that the Clerks of various counties in the State had certified certificates to the Trustees covering land owned by the State in fee simple as well as by the State Board of Education, and in a number of instances sales had been held and bids reported to the Trustees involving State and School lands. Mr. Elliot stated that a list had been prepared of certificates covering lands of the character referred to and suggested that the Trustees recommend to the Comptroller that the Clerks be authorized to cancel such certificates.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the certificates under Chapter 18296 covering State lands proper and School Board lands be recommended to the Comptroller for cancellation as suggested by the Secretary. Upon vote the motion was adopted and so ordered.

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Application was submitted from the City of Port Tampa for conveyance under Chapter 21684, Acts of 1943, of the following described lots in Hillsborough County:

Lots 5 and 6, Block 102, Port Tampa subdivision.

The City offered \$45 for the lots, which is equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$45 from the City of Port Tampa for Lots 5 and 6, Block 102, Port Tampa, and that deed be issued conveying the land as provided under Chapter 21684. Upon vote the motion was adopted and so ordered.

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Letter was presented from Attorney General J. Tom Watson, recommending that the Trustees authorize Stipulation requested by the United States in connection with condemnation suit designated as:

U. S. vs. a strip of land 30 feet wide in Suwannee,  
Nassau and Duval Counties, Florida, et al. No.  
546-J-Civil—File 5079.

It was explained that the request provides for easement in a thirty (30) foot strip across Murphy Act land in Nassau and Duval Counties as follows:

NASSAU COUNTY: Through Blocks 1, 2, 3, 4, 5, 6 and 8. Unit A, Baldwin Heights Subdivision of NW $\frac{1}{4}$  of Section 18, Township 2 South, Range 23 East;

DUVAL COUNTY: Through Lots 10, 11, and 12, Block 3, Jacksonville Heights Subdivision of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9, Township 2 South, Range 24 East;

DUVAL COUNTY: Through Lot 16, Block 2, Jacksonville Heights Subdivision, Section 8, Township 2 South, Range 25 East,

the easement being required in connection with Defense Plant Corporation pipe line—Carrabelle to Jacksonville.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of Stipulation requested by the United States Department of Justice for the purpose as set forth. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that all stipulations be referred to the Attorney General for examination prior to presentation to the Trustees in order that they may be checked against record of suits in his office. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented request from Lieutenant (j. g.) B. K. Roberts for adjustment of Franklin County Tax Certificate No. 76 of 1934, certified to the Trustees under Chapter 18296, as applying to Section 28, Township 6 South, Range 1 West. Information was furnished that in 1938 a map was submitted to the Clerk with several sections indicated, including Section 28, and arrangement was made to settle taxes on an adjusted basis; that in figuring amounts to be paid calculation for Section 28 was omitted and title to the land subsequently reverted to the State under Section 9 of the Murphy Act.

The Secretary suggested that recommendation be made to the Comptroller that authority be given the Clerk of Franklin County to accept payment of taxes on Section 28 as of 1938 on the basis of settlement allowed on other lands involved in the adjusted agreement referred to and at the same rate, except that the full amount of sub-

sequent taxes due the State be required, and that upon payment of such amounts authorization be given for cancellation of Certificate No. 76.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees adopt the suggestion of the Secretary and recommend to the Comptroller that Lieutenant B. K. Roberts be allowed to pay taxes on the basis outlined, and upon such payment that authority be given for cancellation of Cert. No. 76 of 1934. Upon vote the motion was adopted and so ordered.

The Trustees having referred to the Attorney General for advice as to whether or not it was proper to disclaim interest in certain certificates under the Murphy Act, letter was presented from Mr. Watson with his recommendation in each case as follows:

#### CITRUS COUNTY:

Based on statement from Clerk of the Circuit Court that through error land applied for prior to June 9, 1939, failed to be advertised and certificates cancelled and delivered, it is recommended that the Trustees disclaim interest in the following certificates upon payment of taxes represented thereby and any subsequent omitted taxes:

Cert. Pt. No.	2263 of 1933
Cert. No.	2221 of 1934
Cert. No.	179 of 1934

#### DUVAL COUNTY:

Based on statement from Clerk of the Circuit Court that applicant was not a widow at the time the tax was assessed, no recommendation is made that the parcel be considered not having vested in the State under the Murphy Act, but it is recommended that the land covered by the following certificate be offered for sale on a base bid of 25% of the 1932 assessed value, upon application of former owner, after a one to five day notice:

Cert. No.	6332 of 1931
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#### HARDEE COUNTY:

Based on statement from Clerk of the Circuit Court that applicant was entitled to Disability

Exemption, it is recommended that the Trustees disclaim interest in the following certificates, and that the Comptroller authorize cancellation up to \$500 assessment upon payment of taxes on assessable value:

Cert. No. 1155 of 1932

Cert. No. 3453 of 1933

#### POLK COUNTY:

Based on statement from Clerk of the Circuit Court that applicant is entitled to Disability Exemption, it is recommended that the Trustees disclaim interest in the following certificates to the extent of \$500 and that the Comptroller cancel said certificates upon payment of the overplus and any omitted taxes assessable against the property:

Cert. No. 10270 of 1932

Cert. No. 4160 of 1934

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the recommendations of the Attorney General be adopted as the action of the Trustees. Upon vote the motion was adopted and so ordered.

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The Secretary reported transfer of \$50,000 to General Revenue Fund from Receipts under Chapter 18296 for the month of December, 1943.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer

For transfer to General Revenue \$50,000.00

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
January 5, 1944.

The Trustees of the Internal Improvement Fund met

on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
 J. M. Lee, Comptroller.  
 J. Edwin Larson, Treasurer.  
 J. Tom Watson, Attorney General.  
 Nathan Mayo, Commissioner of Agriculture.

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F. E. Bayless, Land Clerk.

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Mr. Ed Wells and Mr. Pierce Wood appeared before the Board relative to having surveys made of land purchased by them in Palm Beach County, located in Township 46 South, Range 38 East.

Discussion was entered into as to the area to be surveyed and how much private ownership would be involved.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Elliot and Mr. Bayless be requested to work up a table of areas where surveys should be made, with an estimate of the approximate cost, and report back to the Trustees at the next meeting. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
 Governor—Chairman.

ATTEST: F. E. Bayless,  
 Acting Secretary.

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Tallahassee, Florida,  
 January 12, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.  
 Present:

J. M. Lee, Comptroller.  
 J. Tom Watson, Attorney General.  
 Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

## SUBJECT UNDER CHAPTER 18296

Letter was presented from the Attorney General recommending that Stipulation in the case of

U. S. vs. 38,240 acres of land  
in Clay County, Florida,  
be approved.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize execution of Stipulation in the above case, agreeing to accept the amount of \$197.50 for Murphy Act land described therein, which amount represents one-fourth of the 1932 assessed value. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

J. M. LEE,  
Comptroller—Acting Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
January 25, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. Edwin Larson, Treasurer.

J. Tom Watson, Attorney General.

Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

F. E. Bayless, Land Clerk.

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Mr. Bayless presented offer of \$10 an acre from C. A. Bailey for land in Palm Beach County, described as, Sections 19, 23, 25, 27; Section 31 East of Canal, and Section 35, all in Township 45 South, Range 37 East; Hiatus Lot 1 Between Townships 45/46 South, Range 37 East; Hiatus Lot 4, Township 45 South, Between Ranges 36/37 East; Sections 3 and 11, Township 46 South, Range 37 East, containing a total of 5,732 acres.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the land be advertised for competitive bidding, based on offer of \$10 an acre from Mr. Bailey. Upon vote the motion was adopted and so ordered.

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Letter was read by Mr. Bailey having reference to post-war planning for agriculture, and filed with the Trustees for future consideration.

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Mr. Victor Retty presented an offer of \$1,000 for a Mangrove island locally known as "PORPOISE ISLAND", lying on both sides of State Road No. 183 on Pine Island, Lee County, containing approximately 20 acres in Section 24, Township 44 South, Range 22 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Island be advertised for competitive bidding based on offer of \$1,000 from Mr. Retty. Upon vote the motion was adopted and so ordered.

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Report was presented from the Attorney General on trespass suit against Wilson Cypress Company. Also request for approval of warrant for \$500.00 in favor of Mickler and Mickler, Attorneys associated with the Attorney General in the case.

Motion was made by Mr. Watson, seconded by Mr. Larson, that consideration of the Report on trespass suit be deferred for the full membership of the Trustees to be present, but that warrant for \$500 be authorized in favor of Mickler and Mickler as part payment for services rendered. Upon vote the motion was adopted and so ordered.

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Mr. Elliot submitted request from A. R. Richardson for approval of \$1,000 as part payment due in connection with sale of lands, title to which vested in the Trustees through settlement with Everglades Drainage District under the 1931 Act.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that warrant for \$1,000 be drawn in favor of A. R. Richardson as requested. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following list of salaries,

expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

F. C. Elliot, Secretary and Engineer.....	\$ 400.00
F. Elgin Bayless, Chief Clerk Land Office.....	350.00
Less Insurance.....	2.95
	<hr/> 347.05
M. O. Barco, Clerk-Stenographer .....	175.00
Jentye Dedge, Clerk-Stenographer .....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Guard Timber Tract.....	20.00
Protective Life Insurance—	
Ralph Newman Agencies.....	2.95
Capital Office Equipment Co., Inc., Tallahassee .....	4.00
Mickler and Mickler, Attorneys at Law, St. Augustine .....	35.55
Stetson O. Sproul, Tax Collector, West Palm Beach .....	2,420.36
J. R. Pomeroy, C. C. C., Martin County.....	3.00
Abstract Company of Sarasota, Sarasota.....	13.00
The Clewiston News, Clewiston, Florida.....	4.87
A. R. Richardson, Tallahassee.....	1,000.00
Mickler and Mickler, St. Augustine.....	500.00
J. Tom Watson, Attorney General.....	23.00
F. Elgin Bayless, Chief Clerk Land Office.....	83.60
Comptroller, State of Florida.....	239.75
	<hr/>
TOTAL .....	\$ 5,522.13

Financial Statements for the month of December, 1943, are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH OF  
DECEMBER, 1943

Balance as of December 1, 1943.....\$228,807.65

RECEIPTS FOR THE MONTH

Land Sales.....\$4,047.62

Land Sales—Chapter 14717—

as follows:

    Glades County .....\$ 81.27

Broward County .....	212.48	
Palm Beach .....	10.00	303.75
<hr/>		
Land Sales—Chapter 14572—		
as follows:		
Levy County .....	\$240.00	
Glades County .....	219.40	459.40
<hr/>		
Timber Leases .....		700.66
Grazing Leases .....		208.43
Shell Leases .....		336.28
Mineral Lease .....		18.75
Wood Sale .....		16.50
Quit Claim to Canal Reservation.....		3.75
Lease for Military Purposes.....		.75
<hr/>		
Total Receipts for December, 1943	\$9,095.89	9,095.89
<hr/>		
TOTAL .....		\$237,903.54
Less Disbursements for December, 1943 .....		3,459.72
<hr/>		
BALANCE as of December 31, 1943 .....		\$234,443.82

DISBURSEMENTS FOR THE MONTH OF  
DECEMBER, 1943

Date 1943	Warrant No.	Payee	Amount
Dec. 2,	107515	A. R. Richardson.....	\$1,000.00
	107516	J. A. Franklin.....	14.48
	107517	Ross C. Sawyer, CCC.....	1.35
	107518	D. S. Weeks, CCC.....	2.25
	107519	E. R. Bennett, CCC.....	1.35
	107520	Karl Squires.....	10.00
	107521	I. Walter Hawkins, CCC.....	1.70
	107522	Mickler and Mickler.....	128.33
	107523	James H. Millican, Jr. A.A.G.	2.16
	107524	Capital City Publishing Co.....	18.75
	107525	The Belle Glade Herald.....	8.27
	107526	Palm Beach Publications.....	6.75
	107527	The Comptroller of Florida.....	71.15
18,	119657	Millard B. Conklin.....	45.20
	119658	J. Tom Watson, A. G.....	34.50
	119659	Herman Gunter.....	30.50
	119660	James H. Millican, Jr., A.A.G.	39.50
	119661	The Comptroller of Florida.....	9.10

21,	120890	Southeastern Telephone Co.	10.35
	120891	J. F. Cochran, Postmaster.....	10.00
	120892	D. C. Coleman, Sheriff.....	5.70
	120893	J. Alex Arnette, CCC.....	13.25
	120894	Walter R. Clark, Sheriff.....	5.45
	120895	L. R. Baker, Sheriff.....	5.80
	120896	E. B. Leatherman, CCC.....	448.66
	120897	The Belle Glade Herald.....	8.27
	120898	The Treasurer of Florida.....	7.85
	120899	Palm Beach County.....	84.05
	120900	D. W. Minton.....	240.00
31,	122640	F. C. Elliot.....	328.80
	122641	F. Elgin Bayless.....	294.25
	122642	M. O. Barco.....	151.80
	122643	Jentye Dedge.....	151.80
	122644	H. L. Shearer.....	75.00
	122645	J. B. Lee.....	20.00
	122646	Protective Life Ins. Co.—	
		Ralph Newman Agencies	2.95
		Withholding Tax.....	170.40

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Total Disbursements for the Month of  
December, 1943.....\$3,459.72

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TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

UNDER CHAPTER 20667, ACTS OF 1941

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FINANCIAL STATEMENT FOR THE MONTH OF  
DECEMBER, 1943

December 1, 1943—Balance.....	\$24,132.50
Receipts .....	NONE
Disbursements .....	NONE
December 31, 1943—Balance.....	\$24,132.50

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TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

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FINANCIAL STATEMENT FOR THE MONTH OF  
DECEMBER, 1943

Balance as of December 1, 1943.....	\$44,519.83
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Land Sales for the month.....	31,356.36
<b>TOTAL</b> .....	<b>\$75,876.19</b>
Less Disbursements for the month.....	51,120.33
<b>BALANCE</b> as of December 31, 1943.....	<b>\$24,755.86</b>

**DISBURSEMENTS FOR THE MONTH OF  
DECEMBER, 1943**

Date 1943	Warrant No.	Payee	Amount
Dec. 2,	107528	Hugh Culbreath.....	11.15
	107529	E. R. Bennett, CCC.....	10.00
	107530	Mrs. Jennie Goodwin.....	60.00
	107531	Anna Baiza.....	5.00
	107532	D. E. Porter and Rena B. Porter .....	30.20
	107533	Southeastern Telephone Co.	21.00
	107534	Western Union Telegraph Co.	9.13
	107535	Christie Hall Business Machines .....	3.00
	107536	J. F. Cochran, Postmaster.....	30.00
18,	119662	Woodrow M. Melvin, A. A. G.	59.35
	119663	Lamar Warren, A. A. G.....	31.50
31,	122647	Ernest Hewitt.....	224.00
	122648	Helen Phillips.....	149.40
	122649	Mary Evans Voss.....	140.80
	122650	J. R. Roberts.....	167.28
	122651	M. O. Barco.....	25.00
	122652	Jentye Dedge.....	25.00
	122653	F. C. Elliot.....	50.00
	122654	Aetna Life Ins. Co.—Ralph Newman Agencies.....	2.92
	130669	J. Edwin Larson, State Treas- urer, Transfer of Fds.....	50,000.00
		Withholding Tax.....	65.60

Total Disbursements for the Month of  
December, 1943.....\$51,120.33

**SUBJECTS UNDER CHAPTER 18296**

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	11-17-43	16
Broward	11-15-43	42
Calhoun	11-22-43	7
Charlotte	11- 8-43	7
Clay	11-20-43	3
Columbia	11-24-43	8
Dade	11- 3-43	44
DeSoto	11-22-43	1
Duval	11-18-43	46
Gadsden	11-30-43	5
Gulf	11-29-43	1
Hardee	11- 1-43	14
Hernando	11-15-43	36
Hillsborough	11- 8-43	53
Holmes	11-22-43	6
Indian River	11-15-43	15
Marion	11- 1-43	114
Martin	10-18-43	7
Martin	11- 1-43	4
Nassau	11-22-43	17
Okaloosa	6- 7-43	6
Okeechobee	12-23-43	1
Osceola	11-22-43	17
Palm Beach	9-10-43	205
Palm Beach	11- 5-43	20
Polk	10-29-43	70
Santa Rosa	7-12-43	5
Santa Rosa	9-13-43	4
Santa Rosa	10-11-43	9
St. Johns	11-10-43	16
Sumter	11- 8-43	19
Suwannee	11- 8-43	31
Taylor	11- 5-43	3
Volusia	11- 1-43	29
Wakulla	10-14-43	28
Walton	11-22-43	2
Walton	11-29-43	6
Washington	11- 2-43	12

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

Mr. Elliot presented applications for two deeds for the purpose of correcting erroneous description in original deeds No. 275 Dade County and No. 313 Putnam County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the following correction deeds for the purpose of correcting error in descriptions:

Dade County Correction Deed No. 275 in favor of J. M. Goodwin; Putnam County Correction Deed No. 313 in favor of T. L. Ramsey.

Upon vote the motion was adopted and deeds ordered issued.

Request was presented from the City of Haines City for conveyance under Chapter 20424 of six parcels of land formerly owned by the City. Information was furnished that the proper certificate from the Clerk had been filed with the Trustees as to ownership at the time title vested in the State under the Murphy Act, and also check in amount of \$6 deposited as payment for the land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of Municipal Deed No. 31—Polk County, in favor of the City of Haines City, conveying

Lots 1 to 16, Block D, Haines City, Section 29, Township 27 South, Range 27 East; and  
In Lake Eva Heights:

Lots 1, 2; 5 to 23, Block 1; Lots 1 to 24, Block 2;  
Lots 1 to 14, Block 3, Less SRD R/W; Lots 1 to 24, Block 4, in Section 33, Township 27 South, Range 27 East,

consideration being \$6. Upon vote the motion was adopted and so ordered.

Application was presented from Mrs. Genevieve Mahr, for release of State Road right of way reservation in St. Johns County Deed No. 187 issued to her July 9, 1941. The Secretary reported that the request had been referred to the Road Department and recommendation was that the Trustees release a portion of the right of way reserved.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute St. Johns County Quit

Claim Deed No. 187 in favor of Mrs. Genevieve Mahr upon payment of \$2.00, releasing reservation for State Road right of way except,

North 20 feet of Lots 2 and 4 of said Block A,  
Wildwood Park Subdivision, St. Johns County.  
Upon vote the motion was adopted and so ordered.

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Request was submitted from the United States for lease on approximately 820 acres of Murphy Act land in Walton County to be used as a Bombing Range in connection with Eglin Field.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize lease in favor of the United States on land in Walton County located in,

Sections 6 and 8, Township 1 North, Range 19 West; Sections 19 and 34, Township 2 North, Range 19 West; Sections 1 and 2, Township 1 South, Range 20 West; Sections 14 and 35, Township 1 North, Range 20 West; Sections 4 and 26, Township 2 North, Range 20 West; Sections 22 and 32, Township 3 North, Range 20 West,

to be used as a bombing range site in connection with Eglin Field.

Upon vote the motion was adopted and so ordered.

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Request was presented from the Range Cattle Experiment Station, located in Hardee County, for conveyance of a parcel of land which was deeded by former owner to the State Board of Education as a part of the Experiment Station property, but later it developed that title vested in the State under Chapter 18296. The Board of Control has offered to pay \$5 for a deed under Chapter 21684, Acts of 1943, in order to clear title to the property.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$5.00 and authorize deed executed in favor of the State Board of Education, under Chapter 21684, for the purpose of conveying title to land described as:

NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 32, Township 35 South, Range 24 East, Hardee County;

the parcel to become a part of Range Cattle Experiment

Station property. Upon vote the motion was adopted and so ordered.

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Two resolutions were presented from the Board of Public Instruction of Polk County requesting that the Trustees convey Murphy Act land in Polk County for use in connection with Highlands City High School and Auburndale School, descriptions of which are as follows:

For Highlands City High School—

N $\frac{1}{2}$  of Lot 1 and all Lots 2 and 4, Block 4, Tier 9 of original survey of Haskell, being a part of Section 14, Township 29 South, Range 24 East; and

For Auburndale School—

Lots 2 to 54 and Lot 58 of Miralgo S/D, Auburndale, being a part of Section 2, Township 28 South, Range 25 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize conveyance of the parcels applied for by Polk County Board of Public Instruction, under authority of Chapter 21684, Acts of 1943, without advertisement and public sale, for a consideration equal to one-fourth of the 1932 assessed value of the parcels requested. Upon vote the motion was adopted and so ordered.

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Mr. F. L. Neville, Chairman of the Board of County Commissioners of Broward County, and Mr. John E. Morris, County Attorney, presented request on behalf of their County for conveyance under Chapter 21684 of 1943 of 141 lots in Blocks 1, 2, 3, 4, 5, 6, 7, 8; 9, 10, 11 and 12 of Everglade Land Sales Company's Second Addition to Lauderdale, comprising approximately 23 acres. The County offered \$150 for the lots to be used for County Park and Fair purposes, and it was requested that the oil and mineral reservation be eliminated from the deed.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize conveyance to Broward County of lots applied for upon payment of \$150.00, the land to be used for public purposes only and no reservation for oil and mineral rights to be reserved to the State. Upon vote the motion was adopted and so ordered.

A delegation from Hillsborough County came before the Trustees, composed of Fred Ball, J. C. Handly, John M. Allison, A. K. Dickinson and others, representing the Board of County Commissioners, County Park Board and the Chamber of Commerce. Request was made for conveyance of a number of parcels of land throughout the County to be used as future park areas, recreation centers, playgrounds and reforestation projects. The urgent need for parks and recreation centers was stressed by the delegation as well as playgrounds for children living in thickly populated sections. Full discussion of the subject was had and it was decided that a map should be prepared showing the locations of the various schools in the County, the areas now in use as parks or playgrounds, the areas being applied for and their location with reference to schools; that the matter be taken up with the Forestry Department and a report submitted to the Trustees. The Attorney General offered to go thoroughly into the matter and confer with the Hillsborough County delegation and the State Park Board to try to work out a proposal to present to the Trustees.

It was agreed that such action be taken.

The Secretary reported that there would be available for transfer to General Revenue Fund \$25,000 from sales under Chapter 18296 and warrant would be drawn in favor of the State Treasurer, as follows:

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer

For transfer to General Revenue.....\$25,000.00

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following list of salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

The Western Union Telegraph Co., Tallahassee.....\$	21.73
Southeastern Telephone Co., Tallahassee.....	16.75
Bulkley-Newman Printing Co., Tallahassee.....	95.00
Burroughs Adding Machine Co., Jacksonville.....	15.40
Mrs. D. S. Weeks, C. C. C., Glades County.....	7.76
Chas. H. Pent, C. C. C., Hillsborough County.....	7.50
J. F. Cochran, Postmaster, Tallahassee.....	30.00
Woodrow M. Melvin, Ass't Atty. Gen.....	45.39

Lamar Warren, Ass't Atty. Gen.....	31.50	
Fred M. Burns, Ass't Atty. Gen.....	84.55	
James H. Millican, Jr., Ass't Atty. Gen.....	18.80	
Ernest Hewitt, Clerk-Bookkeeper.....	250.00	
Helen Phillips, Clerk-Stenographer.....	175.00	
Mary Evans Voss, Clerk-Stenographer.....	150.00	
J. R. Roberts, Clerk.....	175.00	
Less Insurance.....	2.92	172.08
<hr/>		
M. O. Barco, Clerk-Stenographer.....	25.00	
Jentye Dedge, Clerk-Stenographer.....	25.00	
F. C. Elliot, Secretary.....	50.00	
Aetna Life Insurance Co., Ralph Newman		
Agencies .....	2.92	
<hr/>		
TOTAL .....		\$1,224.38

The following refund check was issued during the month of January, 1944, under authority of the Trustees November 29, 1940:

Mrs. Bessie L. Yancey

Refund part Alachua County Deed No.  
924 pursuant to action of Trustees on  
December 14, 1943.....\$240.00

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
January 27, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

## SUBJECTS UNDER CHAPTER 18296

A committee from Everglades Drainage District was present pursuant to pre-arranged meeting for this date, the delegation being composed of Mark R. Tenant, J. E. Beardsley, W. T. Wallis, Alfred E. Sapp and F. L. Neville.

Governor Holland stated that he understood the meeting was for the purpose of discussing joint sales of Murphy Act lands and for continuing to withhold from sale certain lands set aside as Conservation areas; that the question of base bid for joint sales was being worked out in conference with the Attorney General and Mr. Elliot, and it would not be necessary to take action on that item.

Mr. Beardsley inquired as to conveyance of canal right of ways which were authorized sometime ago, to which Mr. Elliot replied that there were three kinds of deeds, two of which were ready for execution by the Trustees and the third was being prepared in the land office and would be ready for execution during the day; that the deeds would convey.

1. Right of ways through land owned by the State;
2. Right of ways acquired by the Trustees through conveyance;
3. Right of ways reserved by the Trustees in land sold to individuals.

It was suggested by the Governor that Mr. Tenant designate someone from the District to check the deeds before delivery. Attorney General Watson offered the services of one of his assistants to assist the District in checking the instruments and it was agreed that the matter be so handled.

Mr. Tenant requested that the Trustees continue to withhold from sale those tracts designated as Conservation areas as the six months' period heretofore agreed upon expired January 1st and the District is desirous of carrying out the conservation program outlined to the Trustees in August, 1943.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees continue indefinitely withholding from sale the areas agreed upon at the meeting August 3, 1943, and that the Clerks of the Circuit Courts be notified to withdraw said lands from sale till further notice. Upon vote the motion was adopted and so ordered.

Mr. Beardsley stated that the description of the Conservation areas set out in the Minutes of August 3, 1943, omitted an area West of Road No. 26-A and requested that it be included in the above motion.

Information from the Secretary was that copy of the Minutes of the Trustees August 3, 1943, had been furnished Everglades Drainage District and such action was subsequently approved by the Board of Commissioners of said District.

In a discussion of the question, it was recalled that the area mentioned by Mr. Beardsley was purposely omitted as it was involved in a pending sale at the time, and the suggestion was that some arrangement might be worked out between Everglades Drainage District and purchaser of the land.

Governor Holland stated that it was his impression that the District and the purchaser had gotten together and the land was to be reconveyed to the State upon refund of the amount paid. It was his suggestion that Everglades Drainage District take the initiative and try to work out a settlement if it is desired that this area should be included in the conservation program; that he did not feel that the Trustees should go on record as trying to block development in this area after making sales to individuals. The Governor's suggestion was concurred in by the other members.

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Upon statement from Mr. Beardsley that Everglades Drainage District had no knowledge of leases made by the Trustees covering canal right of ways and that the District would like to have such record with expiration date of each lease, the Governor stated that such information would be furnished the District.

Mr. Elliot reported that the form of deed for conveying the various right of ways carried the provision that all rights owned and held by the Trustees would be conveyed and transferred to Everglades Drainage District and that any leases outstanding would, upon transfer of title, automatically be under the jurisdiction of said District.

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#### SUBJECTS UNDER CHAPTER 610

Pursuant to action of the Trustees January 5, Mr. Elliot reported that he and Mr. Bayless had made an examination

of areas in the Everglades and that sales of land by the Trustees would justify survey of the lands as follows:

Hiatus between Townships 45/46 in Ranges 37 to 40 incl.; Township 46 South, Ranges 37 to 40 incl.; E $\frac{1}{2}$  of Township 47 South, Range 37 East; Township 47 South, Ranges 38 to 40 incl.

In Ranges 39 and 40 there will be very little salable land but it will be necessary to survey these lands in order to reach Ranges 37 to 38.

Total miles of surveys are estimated as follows:

New surveys .....	98.8 miles
Retracing surveys .....	62.9 miles
Total .....	161.7 miles

Estimated cost, approximately four to five thousand dollars, or between \$25 and \$30 per acre; Within area described, Trustees own 53,560 acres, Other ownership 119,240 acres.

It was agreed that concrete posts to rock be used for marking the section corners and quarter sections.

The Secretary recommended that the survey be made by the Trustees on a contract basis, and when sales are made of State lands within the area that there be added to sale price from fifty cents to one dollar per acre.

Upon thorough consideration of the subject, motion was made by Mr. Mayo that the survey as outlined by Mr. Elliot be authorized by the Trustees at a figure not exceeding \$5000; that a proportionate part of the cost of survey be paid from Murphy Act funds, and that Mr. Elliot negotiate a contract not exceeding \$5000 to be presented to the board for final approval.

Substitute motion was made by Mr. Watson that the Trustees authorize the survey at the figure estimated, without reference to what fund should stand the cost, but that Everglades Drainage District contribute toward the cost. The motion was lost for lack of a second.

Governor Holland seconded motion of Mr. Mayo and upon vote it was adopted, Mr. Watson voting No.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
February 1, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Mr. Elliot presented Committee Report on base bid for Murphy Act lands located within Everglades Drainage District, which are also subject to Chapter 20658.

Without objection it was agreed that no action be taken on the report until a meeting at which the Governor could be present.

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The Trustees deferred action, pending return of the two absent members, for fixing date on which Richlands Incorporated and a delegation from the City of Miami could be heard.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that report on trespass suit against Wilson Cypress Company be held pending return of the absent members of the Board. Upon vote the motion was adopted and so ordered.

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Offer of \$5 an acre was presented from Clayton Williams for SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 33, Township 14 South, Range 18 East, Levy County.

Information was that title to this land came to the State under Chapter 14572 and that an adjoining parcel sold for \$7.50 an acre a few weeks ago.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$5 an acre from Mr. Williams, but agree to accept \$7.50 an acre for the parcel. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$70 from John O. Conrad for a small tract of land described as

NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 10, Township 10 South,  
Range 24 East, Putnam County.

Information furnished was that Patent from the United States covered forty acres in above description but all except approximately three acres in the Southeast corner lies in Lake Delightful. The three acres have been appraised at \$60.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustee accept \$70 offered by Mr. Conrad for the three acres applied for. Upon vote the motion was adopted and so ordered.

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Application was presented from H. M. Forman, offering \$25 an acre for

Fractional part of Lot 3, All Lot 4, N $\frac{1}{2}$  of Lot 5, Tier 39; Lot 4 and N $\frac{1}{2}$  of Lot 5, Tier 41; N $\frac{1}{2}$  of Lot 5, Tier 43; Part of Lot 4 and N $\frac{1}{2}$  of Lot 5, Tier 45; All in Township 50 South, Range 41 East, Containing 56.30 acres in Broward County.

Mr. Bayless reported on this land as follows: Land under lease at the present time to H. M. Forman with annual rental of twenty-five (25) cents an acre. Agent's appraisal shows value of \$35 an acre. Annual drainage tax on the land is in excess of \$2 an acre. Also the Federal Government in recent condemnation suit affecting land in immediate vicinity, acquired title on the basis of \$25 an acre.

In view of the high drainage taxes, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$25 an acre from Mr. Forman for the land applied for. Upon vote the motion was adopted and so ordered.

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Offer of \$25 an acre was presented from F. M. Richardson for approximately one and one-half acres of marginal land lying between his upland and the waters of Lake Osborn in

Section 5, Township 45 South, Range 43 East  
Palm Beach County.

Mr. Bayless reported that similar areas had been sold to upland owners on a basis of \$50 an acre and recommended that the same price be fixed for the parcel applied for by Mr. Richardson.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$25 an acre, but agree to accept \$50 an acre for the parcel applied for by F. M. Richardson. Upon vote the motion was adopted and so ordered.

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Application was presented from W. W. Steele with offer of \$300 for 1.16 acres of sovereignty land adjacent to his upland ownership on Big Boca Ceiga Bay in Section 4, Township 31 South, Range 16 East, Pinellas County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the land be advertised for objections and for competitive bidding, based on offer of \$300 from W. W. Steele. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees defer action on application from T. W. Conley, Jr., for client, pending investigation of land applied for with offer of \$5 an acre, described as:

Marginal area lying between 17 foot contour and  
Levee right of way in Township 38 South, Range  
35 East, containing 64.10 acres in Okeechobee  
County.

Upon vote the motion was adopted and so ordered.

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Request was presented from David F. Cooper, applying for logging lease on Suwannee River to recover dead head logs, offering \$10 per thousand feet with a yearly guarantee of \$500 in advance. Information was that the material was needed immediately for the United States Craft Building.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the proposal from Mr. Cooper and authorize execution of lease for a period of one year based on payments of \$10 per thousand feet for the logs with a

\$500 yearly guarantee in advance. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees defer action on settlement with W. P. Fuller, involving Pinellas County lands in Entries No. 17457 and No. 17458. Upon vote the motion was adopted and consideration postponed.

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Letter was presented from Attorney General Watson, with recommendation as to disposition of land on Key Largo, being Section 32, Township 60 South, Range 40 East, Monroe County, on which the Trustees hold Mortgage No. 17239 from New Realty Company, dated July 22, 1925, in amount of \$46,620.00. Mr. Watson reported that foreclosure suit is pending against New Realty Company to clear the title to the land; that during the time record title was not in the State, delinquent taxes accrued and the property reverted to the State under Certificate No. 711 of 1927 and No. 8207 of 1933; that on October 25, 1940, the Trustees of the Internal Improvement Fund by Deed No. 225 conveyed the land to Associated Securities Corporation at a price of \$1,700.00, and negotiations have been entered into to have the grantee under the Murphy Act deed reconvey said land back to the State. Mr. Wilson Trammell, Attorney for Associated Securities Corporation, has advised that his client will execute quit claim deed to the Trustees for a consideration of \$2,023.04 which represents amount paid for Murphy Act deed, taxes thereafter paid, together with interests on these items at the rate of six per cent to November 10, 1943.

Recommendation of the Attorney General was that the Trustees accept the offer made by Mr. Trammell, on behalf of his client, but without obligation to pay the interest item.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to approve the recommendation of the Attorney General and authorize him to take the matter up with Attorney for Associated Securities Corporation with a view to securing quit claim deed upon payments as outlined. Upon vote the motion was adopted and so ordered.

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Application was submitted from Allen B. Cleare, Jr., of Key West, Florida, on behalf of client Charley Toppino

and Orsolina Toppino, his wife, offering \$150 plus advertising costs for 1.3 acres of sovereignty land in Monroe County adjacent to upland property described as "Toppino Property in Square 11 Key West, Florida."

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$150.00 for the land applied for by Mr. Toppino subject to advertisement for objections. Upon vote the motion was adopted and the land ordered advertised.

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Offer of \$100 was presented from LeRoy Allen of Tampa, Florida, for a small island in Tampa Bay comprising approximately 1.7 acres, located about the middle of the Bay, lying about 1800 feet East of the channel to Tampa. It was stated that the island was formed through dredging operations.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the offer be declined. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for right of way easement covering the submerged land in and under Apalachicola Bay in Townships 8 and 9 South, Range 7 West, lying within 300 feet of the center line of Project 843, State Road No. 10, as heretofore located, constructed and maintained, Franklin County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize right of way easement in favor of the State Road Department, covering the submerged area requested in connection with State Road No. 10, Franklin County. Upon vote the motion was adopted and so ordered.

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Offer of \$50 was presented from Bowman and Brown, on behalf of client, C. E. Bradshaw, for approximately 7 acres of land lying between the meander of Government Lot 2, Section 7, Township 23 South, Range 26 East, and the waters of Lake Louise, Orange County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees have investigation made of this area before taking action. Upon vote the motion was adopted and action deferred pending investigation.

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Mr. Bayless submitted Supplemental Report RE: ARNOLD OIL EXPLORATIONS, INC., CONTRACTS 224 and 248, said report having been adopted by the Committee January 31, 1944. The Oil Committee requested that an executive session be held for considering this Report.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the report of the Oil Committee be filed pending consideration at an executive session to be arranged for at a later date when all members of the Board can be present. Upon vote the motion was adopted and so ordered.

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Attorney General Watson submitted report dated January 26, 1944, on the Sunniland Well of Humble Oil Company, located in Collier County, as follows: That Mr. David B. Ericson, Assistant State Geologist, had completed a thirty-day inspection and check on the well but the result did not live up to the claims made—that is, a 75-barrel a day production; that Mr. Ericson reported that according to the information he could not tell whether it would be a permanent well or not; that another thirty-day test period might determine that. Dr. Gunter had been requested to keep Mr. Ericson down at the well for an additional thirty days, but request from the Oil Company was that another test not be made immediately as they contemplated installation of a larger pump and would like for the test to be postponed until that could be accomplished, which was agreed to.

The Attorney General stated that a Progress Report would be filed later, but at present the Committee cannot report a Commercial Well.

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Mr. Larson called attention to the fact that some weeks ago it was recommended that the Trustees employ a technical oil geologist, and the Oil Committee was requested to look around and see if a man could be found suitable for that work; that he had made investigation, had taken the matter up with the State Geologist and it was now recommended that Assistant State Geologist David B. Ericson be employed by the Trustees to advise them on oil matters and make such tests and reports as required in connection with oil business in Florida. It was recommended that Mr. Ericson be paid a salary of \$250 per month from the Trustees, to be supplemented by a salary of \$100 per month from the State Geological Department.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the recommendation of the Oil Committee and authorize the employment of Dr. David B. Ericson as Oil Assistant, effective February 1, 1944, at a salary of \$250 per month, such action to be subject to approval of the Governor. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration by the Board :

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	10-11-43	18
Bay	11-8 -43	237
Franklin	11-8 -43	19
Hardee	12-6 -43	1
Hernando	11-22-43	6
Hernando	11-29-43	8
Hernando	12-6 -43	1
Hernando	12-6 -43	1
Indian River	12-6 -43	19
Indian River	1 -3 -44	8
Martin	12-6 -43	4
Martin	12-13-43	9
Sarasota	12-6 -43	42
Sarasota	1 -17-44	21
Taylor	12-3 -43	2
Walton	12-6 -43	6

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented for correction deed in favor of Michigan Trust Co., original Lake County Deed No. 1069 having given the company's address as Tavares, Florida, when it should have been Grand Rapids, Michigan.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that Lake County Deed No. 1069-Cor., be executed in favor

of Michigan Trust Co., for the purpose of correcting the address as requested. Upon vote the motion was adopted and so ordered.

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Application was presented from the City of Fort Lauderdale for conveyance of three lots in the Subdivision of Progresso, information being that the City overlooked these lots when they applied to purchase all other lots in the subdivision at a flat price of \$1,000.00, the area to be used as a Park site. No offer was made for the three lots.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize conveyance under Chapter 21684 of 1943, of

Lots 10, 12 and 37, Block 224, Townsite of Progresso, Certificates 5823, 5825 and 5846 of 1933,

upon payment of \$15.00, which amount is equal to one-fourth of the 1932 assessed value. Upon vote the motion was adopted.

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Three applications were presented from the City of Port Tampa for conveyance under Chapter 21684 of the following described land in Hillsborough County:

Lots 18, 19, 20, Block 115—Port Tampa City S/D; Lot 14, Block 150—Port Tampa City S/D; Lots 12 and 13, Block 33, Subdivision of part of NE $\frac{1}{4}$  of Section 20, Township 30 South, Range 18 East.

Offer of \$27 was made to cover the three applications.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offers submitted by the City of Port Tampa for the lots described and that deeds be executed under authority of Chapter 21684, Acts of 1943.

Upon vote the motion was adopted and so ordered.

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Consideration was given to Resolution adopted by the Board of Public Instruction of Hillsborough County, requesting conveyance without consideration of the following described parcel of land in Hillsborough County:

Lots 10 and 11, Block 4; Lots 1, 2, 3, Block 5, Sulphur Hill Subdivision,  
and  
North 66  $\frac{2}{3}$  feet of Lot 2, Block 18, Sulphur Springs Addition.

The lots were desired for playground and recreational areas in connection with Sulphur Springs School.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to make conveyance under Chapter 21684 of the lots applied for by Hillsborough County School Board, upon payment of \$115.00 which is equal to one-fourth of the 1932 assessed value. Upon vote the motion was adopted and so ordered.

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Application was presented from Board of Public Instruction of Sarasota County, requesting conveyance of even numbered lots from 18 to 52 Incl., Block 12, Nokomis Subdivision as per Public Records of Sarasota County. The County requested deed without consideration.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to convey the lots without cost, but that deed be authorized under Chapter 21684 of 1943, upon payment of one-fourth of the 1932 assessed value of the lots. Upon vote the motion was adopted and so ordered.

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Request was presented from the United States for Permit covering two tracts of Murphy Act land in Hillsborough County, authorizing clearance for runways to be used in connection with Henderson-Hillsborough Airport and MacDill Field.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Permits covering parcels of land designated as:

Certain land in Laurel Hill Terrace S/D, being a subdivision in the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 20, Township 28 South, Range 19 East, for Henderson-Hillsborough Airport; and  
Two parcels of land in Section 16, Township 30 South, Range 18 East, containing 10.79 acres, for use by MacDill Airport,

such permits to carry authorization for clearing runways at said airports. Upon vote the motion was adopted and so ordered.

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The Secretary presented application from the United States requesting that the Trustees execute Release of

Lot 1, Block K, Township 35 South, Range 40  
East, St. Lucie County,

which was leased to the Government under date of August 3, 1943, and vacated December 31, 1943, as no longer required for military purposes.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of release requested by the United States involving the land described. Upon vote the motion was adopted and so ordered.

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Report from the Attorney General dated January 21, 1944, on the subject of blanket authority for execution of Releases in favor of the United States, was deferred until a meeting at which the Governor could be present. It was so ordered.

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Application was presented from Florida East Coast Railway Company for right of way easement through Murphy Act land in Broward County for the purpose of constructing a spur track to serve the State Farmer's Market at Pompano.

In a discussion of the subject, Commissioner of Agriculture Mayo stated that it was very necessary that adequate transportation be furnished for the Farmer's Market at Pompano.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize lease for one (1) year at a price of \$10.00, conditioned that a spur track be constructed across the following described lots within twelve (12) months from date of lease:

Lots 3 to 9, Inclusive, Block 1; Lots 13 to 24, Inclusive, Block 11; Lots 15 to 28, Inclusive, Block 12, all in Pompano Terrace Subdivision, Broward County.

Lease to be subject to renewal annually, upon payment of \$10.00, so long as occupied and used as a railroad track to serve State Farmer's Market at Pompano. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Lar-

son, that the Trustees renew Grazing lease in favor of J. M. Parker at a rental of \$7.50, covering subdivision lots in Osceola County described as being in Lakefront Addition to St. Cloud and St. Cloud Boulevard; lease to be renewed for a period of one year from December 1, 1943. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize one-year grazing lease in favor of W. T. Blackwelder on the following described land in Sarasota County:

Lots 4 and 9, Lord's 1st Addition, Section 20,  
Township 36 South, Range 18 East;

consideration to be \$5 and lease to be subject to sale of the property at any time during the year. Upon vote the motion was adopted.

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Protest was presented from Russell H. Robarts to Alachua County sale of November 17, 1943, in favor of Emily Hymes of Alachua, Florida, with a bid of \$21.00, listed on Report No. 43, Application No. 1460. Mr. Robarts stated that he did not receive the notice until after the 21-day protest period had expired.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that if the records disclosed that notice properly addressed was mailed to Mr. Robarts in time for him to receive it prior to sale of the land, that his request for allowance of protest be denied. If such notice was not so mailed that the protest be allowed and new sale advertised and held in the regular manner. Upon vote the motion was adopted and so ordered.

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Request for allowance of protest was submitted from Philip Rudin of St. Johns County to sale of December 8, 1943, Report No. 38—high bid of \$32.20 by W. F. Mickler.

Information furnished disclosed that Mr. Rudin had been properly notified by registered mail on November 10th and receipt returned to the Clerk November 11th and that additional information as to time of sale and necessary procedure was furnished Mr. Rudin and his brother-in-law.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that request for protest from Mr. Rudin be disallowed as the information furnished was not considered sufficient to grant his request. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees defer action on request from Mrs. Jensie Beville of Webster, Florida, for allowance of protest to Sumter County sale advertised for February 7, 1944, pending information from the Clerk with his recommendation. Upon vote the motion was adopted and the Secretary directed to notify the Clerk to postpone sale pending further instructions. It was so ordered.

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Request was presented from E. B. Leatherman, Clerk of the Circuit Court of Dade County, for authority to cancel certificates No. 1552 and No. 2102 of 1919 covering NE $\frac{1}{4}$ , Less 60 feet off South side, Section 18, Township 59 South, Range 36 East, which certificates were overlooked by him when he assigned other certificates August 4, 1936, covering the same land.

Upon recommendation of the Secretary, motion was made by Mr. Mayo, seconded by Mr. Larson, that in view of the circumstances related by the Clerk that the Trustees waive their rights to Certificates No. 1552 and No. 2102 of 1919, and recommend to the Comptroller that the Clerk of the Circuit Court of Dade County be authorized to allow redemption of the two 1919 certificates as of August 4, 1936, conditioned that all subsequent omitted taxes be paid. Upon vote the motion was adopted and so ordered.

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The Trustees postponed consideration of Lee County sale of November 17, 1941, involving Henry M. Simmons, applicant and R. W. Randall, high bidder.

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The following Report was presented from the Special Case Committee, dated January 25, 1944:

Tallahassee, Florida

January 25, 1944

Trustees Internal Improvement Fund

C A P I T O L

Re: Report on Murphy sales in Special Cases.

Gentlemen :

Your Committee undersigned, having examined the list of properties submitted to it by the Secretary-Engineer of your Board representing proposals to purchase "Murphy Lands" under the special case rules, do hereby recommend the sale of one tract, being Number 292, and rejection of the remainder of the tracts shown on sheets numbered 250 to 291, inclusive, and 293; said tracts are dealt with separately and accompany this report.

We are also filing a master sheet of these separate tracts on special case report No. 10. Each tract on the master sheet having its companion listing on one of the separate sheets first above referred to.

As stated, we recommend the authorization by the Trustees of sale of one tract as shown by Sheet No. 292, at the minimum base bid shown on the master sheet under applicant's offer, and shown under the column "Committee Recommendation" as accepted. The committee recommends that the other offers be rejected. These rejections are on account of insufficient information being furnished by the applicant as required by the Special Case Rules, to enable the committee to determine whether or not the offer should be accepted or rejected. In addition to that reason, all of such offers are inadequate on the basis of information furnished.

Very truly yours,  
NATHAN MAYO  
Commissioner of Agriculture  
J. EDWIN LARSON  
Treasurer  
J. TOM WATSON  
Attorney General

NM/eh/mev  
Enclosures

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Report from Special Case Committee on Items No. 250 to No. 291, inclusive, be approved as the action of the board. Upon vote the motion was carried and the Report adopted as presented.

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Letter was presented from Attorney General Watson, dated January 31, 1944, recommending approval of Stipulations in condemnation suit,

RE: U. S. vs. 1177 Acres of land in Dade County,  
Florida, et al. No. 801-M-Civil—File No.  
5054,

involving thirteen tracts, the land being condemned for the establishment of an Army Air Force Supply and Repair Depot at Miami, Florida. Information was that the appraisal by the United States was equal to one-fourth of the 1932 assessed value on each parcel of State land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve Stipulations in the above styled case on the basis of appraisal of not less than one-fourth of the 1932 assessed value. Upon vote the motion was adopted and Stipulations authorized for execution.

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Action was deferred on requests from the Comptroller's office for cancellation of certificates under Chapter 18296.

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Attorney General Watson presented letter from Mrs. Bessie Haynie Hill Dye, requesting that third protest by her be allowed to sale of Volusia County land held December 6, 1943, at which J. E. Pittman was high bidder. Information from Mrs. Dye was that she was former owner of the land and had employed an attorney to represent her at two other sales, but they had allowed Mr. Pittman to outbid them; that she would deposit the amount of the protest bid and if allowed that she would come down from Nashville, Tennessee, and be present at the sale to protect her interest.

Upon discussion of the case as presented by Mrs. Dye's letter, motion was made by Mr. Larson, seconded by Mr. Mayo, that the third protest requested by Mrs. Dye be allowed provided she immediately deposits the required amount with the Clerk of the Circuit Court. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

J. TOM WATSON,  
Attorney General—Acting Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida  
February 5, 1944

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. M. Lee, Comptroller.

J. Edwin Larson, Treasurer.

J. Tom Watson, Attorney General.

Pursuant to written request from Attorney General Watson that approval be given to Stipulation in the case of,

U. S. vs. 2,135.6 acres of land in Indian River  
County, Florida, et al. No. 40—Ft. P. Civil—  
File No. 5083,

The Trustees authorized execution of the Stipulation, agreeing to accept the sum of \$6,770.00 which is one-fourth of the 1932 assessed value of land owned by the State under Chapter 18296, located in Indian River County. The Attorney General was authorized to stipulate with the United States accepting the appraisal specified.

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliott, Secretary.

Tallahassee, Florida  
February 8, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. M. Lee, Comptroller.

J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

Governor Holland advised the Secretary that the Trustees had appointed W. D. Outman to represent the State of Florida at a meeting of the Economic Advisory Council to be held in Washington, D. C., on February 25, 1944.

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Governor Holland presented letter from Mrs. Edna O'Guinn dated February 4, 1944, to which was attached letter from W. M. Erb, Director and Member of Executive Committee of Pan Handle Producers and Refining Company of Wichita Falls, Texas, having reference to leases on water bottoms in Hillsborough County, North of Gandy Bridge to Rocky Point, comprising approximately 4000 acres, and an additional area on which they desire option covering the water bottoms West of Rocky Point in Hillsborough County and the bottoms in Pinellas County west of Old Tampa Bay. Information was that Mr. Erb, representing the Pan Handle Company, agrees to take over the development of the properties applied for by Mrs. O'Guinn as soon as leases can be gotten and that they will start drilling within six months.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the applications be filed for consideration when disposition has finally been made of the leases to Arnold Oil Explorations, Inc. Upon vote the motion was adopted and so ordered.

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Telegram was presented from Honorable Doyle E. Carlton, representing Humble Oil Company, making application for right of way through State lands for the purpose of constructing a road to the location of a well to be drilled on lands leased from the State of Florida.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize right of way easement in favor of Humble Oil & Refining Company across the following described land in Dade County:

Sections 19, 30 and 31, Township 54 South, Range 36 East; Sections 6, 7, 18, 19 and 30, Township 55 South, Range 36 East,

for the purpose of constructing an access road to be located 2000 feet East of Range line between Ranges 35 and 36 from Tamiami Trail South 38000 feet to the location of a well to be drilled on State land under lease to the Company. Upon vote the motion was adopted and so ordered.

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Consideration was postponed on report from the Attorney General in connection with trespass suit against Wilson Cypress Company.

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Upon request from the City of Miami for appointment with the Trustees, the date of February 29, 1944, was set for hearing application from the City in connection with conveyance of land for Water Works System.

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Mr. John Balfe, Jr., of Jacksonville, Florida, appeared before the Trustees and requested that he be released from payments under his Rock Lease No. 166 dated April 10, 1941, providing for monthly payment of \$50 and in addition seven and one-half cents (7½c) per cubic yard for all rock taken; lease to expire April 10, 1944. Mr. Balfe stated that payments were made on the lease until the Government took over their boat and they were unable to operate further. He had thought request had been made that the Trustees cancel the lease, only recently learning that such was not the case.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees cancel Lease No. 166 and waive the past due payments of \$50 monthly. Upon vote the motion was adopted and so ordered.

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Pursuant to action of Trustees January 4, 1944, land applied for by Keen and Allen, on behalf of Mrs. Corella Howard, with offer of \$1194.89, was advertised for competitive bids and the following Notice was published in the St. Augustine Record, St. Augustine, Florida, under dates of January 8, 15, 22, 29 and February 5, 1944:

#### N O T I C E

Tallahassee, Florida, January 5, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Flori-

da, at 12 o'clock NOON, February 8th, 1944, for lands in ST. JOHNS COUNTY, FLORIDA, described as follows:

Lot 3, Section 2; Lots 1, 2, 3, 4, 5, 7 and 8, Section 11, Township 5 South, Range 29 East, containing 331.63 acres, St. Johns County.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees.

Upon call, competitive bidding was entered into between Keen and Allen, attorneys for Mrs. Corella Howard, and Frank E. Hale of St. Augustine, resulting in high bid of \$1950 being offered by Mr. Hale.

Upon motion of Mr. Watson, seconded by Mr. Mayo, offer of \$1950 from Frank E. Hale was accepted. Upon vote the motion was adopted and so ordered.

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The Trustees on January 4th authorized advertisement of Hendry County land for which offers had been received as follows:

W. T. Hull, \$2.75 an acre for W $\frac{1}{2}$  of Section 33, Township 45 South, Range 32 East;

Joe Hilliard, \$3 an acre for E $\frac{1}{2}$  of Section 17, Township 46 South, Range 32 East.

The following Notice was published in the Clewiston News, Clewistown, Florida, under dates of January 7, 14, 21, 28 and February 4, 1944:

## N O T I C E

Tallahassee, Florida, January 5, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12 o'clock Noon, February 8, 1944, for lands

in HENDRY COUNTY, FLORIDA, described as follows:

E $\frac{1}{2}$  of Section 16, Township 46 South, Range 32  
East, containing 320 acres;  
W $\frac{1}{2}$  of Section 33, Township 45 South, Range 32  
East, containing 320 acres;  
E $\frac{1}{2}$  of Section 17, Township 46 South, Range 32  
East, containing 320 acres;  
Hendry County, State of Florida.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees and the Board reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund and State Board of Education.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees.

Colin English, Secretary, State Board of Education.

No other bids having been received, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offer from W. T. Hull of \$2.75 an acre for land in Section 33, Township 45 South, Range 32 East, subject to Grazing Lease No. 230. Upon vote the motion was adopted and so ordered.

Also motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept offer of \$3 an acre from Joe Hilliard for land in Section 17, Township 46 South, Range 32 East, subject to Grazing Lease No. 230. Upon vote the motion was adopted and so ordered.

The sale of land in Section 16 of the foregoing Notice being owned by the State Board of Education, was considered by that Board at a separate meeting.

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The Trustees, at the meeting December 14, 1943, considered offer from G. L. Bullard of \$179 and from J. H. Hogan offer of \$5.50 an acre for land in Hamilton County. It was agreed that the land be advertised for competitive bids and the following Notice was published in the Jasper News of Jasper, Florida, under dates of January 7, 14, 21, 28, and February 4, 1944:

## N O T I C E

Tallahassee, Florida, December 30, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, Tuesday February 8, 1944, at 12 o'clock Noon, for the following described land in Hamilton County, Florida:

NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 29, Township 1 South,  
Range 15 East, Containing 39.92 acres.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Upon call for bids, Mr. J. H. Hogan, who was present, submitted a bid of \$7 an acre for the land, which was the highest bid received. Whereupon, motion was made by Mr. Mayo, seconded by Mr. Watson, that the offer of \$7 an acre from J. H. Hogan be accepted for the land described in Hamilton County notice. Upon vote the motion was adopted.

Governor Holland stated that it was understood that all conveyances of State land were subject to statutory reservations, and it was so ordered.

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Pursuant to action of the Trustees December 14, 1943, authorizing advertisement for competitive bids upon application of George F. Walz, for J. H. Medlin, the following Notice was published in the Miami Herald, Miami, Florida, under dates of January 7, 14, 21, 28, and February 4, 1944:

## N O T I C E

Tallahassee, Florida, December 30, 1943

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, Tuesday, February 8, 1944, at 12 o'clock Noon, for the following described land in DADE county, Florida:

N $\frac{1}{2}$  of Lots 1 and 2, Section 35, Township 51 South, Range 41 East, Containing 53.42 acres.

This Notice is published in compliance with Sections 270.08 and 270.09 Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

Upon call for bids, the following offers were received:

George F. Walz, Miami Production Credit Company, on behalf of J. H. Medlin .....	\$12.50 an acre;
Ross Burton .....	18.70 an acre;
H. Gregory, on behalf of client.....	16.00 an acre.

Upon consideration of the offers presented, the Trustees were of the opinion that the prices were entirely too low.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees defer action on sale of Dade County land and request that the Land Clerk inform all interested parties of the bids received, that they are not considered sufficient for the land and that the sale will be held open for a limited time if they should care to raise the highest bid made. Upon vote the motion was adopted and so ordered.

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Request was presented from Florida Power and Light Company for modification of the conditions under which right of way for electric transmission line was recently authorized across State land described as,

N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28, Township 53 South, Range 40 East, Dade County.

It was explained that the form of easement adopted by the Trustees provides for all lines to be placed 50 feet from the center line of any public road; that the road along which the line in question will be constructed is only a trail and not designated as a State or County road; that application for permit provided for placing the line fifteen (15) feet from the center line of the road and request is now made that the Trustees modify this condition for the right of way in question, conditioned that at any time the

road is designated a County or State road the Company will within six months place the line fifty (50) feet from the center line of such road.

The Governor suggested that the Trustees advise Florida Power and Light Company that there would be no objection to the present location—15 feet from the center line of the road—until such time as the present road shall be designated a public road by the County or State in which event the terms of the permit to be strictly complied with. Whereupon motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees adopt the suggestion of the Governor as the action of the Board and that Florida Power and Light Company be so notified. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	11-22-43	32
Dade	11-17-43	88
Duval	12-16-43	49
Franklin	12- 6-43	7
Hillsborough	11-22-43	136
Indian River	12-13-43	8
Jackson	12-14-42	2
Jefferson	12- 6-43	5
Lafayette	11-15-43	1
Nassau	12-13-43	1
Orange	12- 6-43	49
Sarasota	12-20-43	28

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented for Correction deed in favor of Ellsworth M. Brown and Nona M. Brown, original deed having recited the wrong block number.

Motion was made by Mr. Watson, seconded by Mr. Lee, that Hillsborough County Correction Deed No. 2914 be executed in favor of Ellsworth M. Brown and Nona M. Brown for the purpose of correcting the block number to read "Block 2" instead of "Block Q." Upon vote the motion was adopted and correction deed authorized.

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Letter was presented from the Attorney General dated January 21st, giving opinion as to whether or not it would be advisable to adopt general authorization for Releases in favor of the United States involving Murphy Act land leased to the Federal Government but which would no longer be required for military purposes.

The opinion of the Attorney General is that the Trustees are waiving no substantial right by the execution of such release form, and with reference to blanket authorization to execute such releases, in view of the fact that the leases are uniform and releases are uniform, the acceptance by the Trustees of the terms and conditions of one of the forms of releases would be sufficient provided the same facts and conditions exist. Should some instance of special damage be brought to the attention of the Secretary, it should be presented to the Trustees for consideration.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the opinion of the Attorney General be approved and the Secretary authorized to have executed Releases of the type referred to in the opinion in favor of the United States, and that a record be made in the Minutes of such releases authorized. Upon vote the motion was adopted and so ordered.

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The Secretary presented request from the United States for approval by the Trustees of an amendment to certain leases heretofore granted, authorizing the inclusion of the cancellation clause, and also that the provision for thirty days notice of intention to renew any lease be eliminated from all leases.

Without objection, the request was referred to the Attorney General for opinion.

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Mr. Elliot presented memorandum of telephone conversation with T. W. Conely, Jr., representing the City of Okeechobee, requesting deed of certain Murphy Act land

in Okeechobee County to be used as an Airport site under arrangements with the United States.

Motion was made by Mr. Watson, seconded by Mr. Lee, that action be deferred pending receipt of Resolution from the City Commissioners, setting forth the request. Upon vote the motion was adopted and so ordered.

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Application was submitted from Gulf Power Company of Pensacola, Florida, for a 100 foot right of way easement for constructing transmission tie-in lines between Crestview and Panama City, across the following Murphy Act land in Okaloosa County:

NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14, Township 3 North,  
Range 22 West.

Payment at the rate of fifty cents (50c) per rod was offered for the right of way.

Upon discussing the application, the Trustees were not inclined to grant right of way of the width requested. It was agreed however, that action be deferred at this time and the Secretary requested to notify Gulf Power Company of the reluctance of the Board to authorize easement of the width desired and suggest that the request be modified in line with other permits. It was so ordered.

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Two Resolutions were submitted from the City of Jacksonville, Florida requesting conveyance of Murphy Act land in Duval County desired for the purpose of opening and widening City streets as follows:

Lambert Street from 9th Street to 11th Street,  
Jones Street from 9th Street to Winthrop Street,  
9th Street from Jones Street to Lambert Street,  
located in Blocks 14 and 16 of East Lewisville,  
and

To open East Twenty-third Street and widen  
Liberty Street and Terrace Avenue, located in  
Fractional part of the Southeast one-eighth of Lot  
8, Block "J" of J. J. Daniels Subdivision of Long  
Branch

Upon recommendation of the Secretary, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees convey to the City of Jacksonville those parts of Lots in the Blocks described conditioned that no paving or improvement liens contemplated under the improvement

program will be assessed against the State property adjoining, part of which is requested for right of ways. Upon vote the motion was adopted and so ordered.

The Secretary presented letter from John C. Moore, in which he stated that compromise settlement had been worked out with the City of Carrabelle in reference to re-sale of land described as follows:

Block 4 of Kelley's Plat of Carabelle, except a parcel in southwest corner of said Block 115 feet wide North and South bordering upon and lying West of Ridge Street, and except a parcel in the southwest corner of that part of Block 4 lying East of Ridge Street, which said parcel is 35 feet wide East and West by 100 feet long North and South, fronting West on Ridge Street, as described in Deed Book FF Page 90."

The arrangement was conditioned upon the Trustees agreeing to deed a certain portion of Block 4 to Mrs. Susie G. Moore for which she was to pay a part of the bid, the remainder of the tract to be conveyed to the City of Carrabelle for which it was requested that no charge be made. The letter also stated that Mr. Moore did not have time to get the approval of the Trustees on the above agreement before resale of the property. Approval was asked for conveyance as follows:

TO THE CITY OF CARRABELLE:

"That part of Block 4 East of Ridge Street, except a parcel 100 feet wide North and South by 35 feet East and West located in the south-west corner of that part of said Block East of Ridge Street, the excepted parcel being described in Deed Book FF, Page 90."

TO MRS. SUSIE G. MOORE:

"That part of Block 4 West of Ridge Street, except a parcel in the southwest corner of said Block 4, 115 feet wide North and South, more fully described in Deed Book FF, Page 90."

As to remitting the amount of bid applicable to the area requested to be conveyed to the City of Carrabelle, and upon consideration of the proposals submitted, the Trustees were of the opinion that they would not be justified in making conveyance to the City without cost, in view of the fact that a regular sale had been held, a

protest filed and allowed, a resale held and a bid in a specified amount had been made covering the entire parcel.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees approve the bid as made at resale of February 7, 1944, for the full amount of \$166 and that deeds be executed in favor of the City of Carrabelle and Mrs. Susie G. Moore, conveying to each the parcels designated. Upon vote the motion was adopted and so ordered.

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The Secretary presented Lee County case and submitted the following information: Application was made by Henry M. Simmons for Lots 4, 9, 10, 11, Block 25, Bonita Springs, with bid of \$10.00. Sale was held November 17, 1941 and high bid of \$11.50 was made by R. W. Randell. Refund was made to Henry M. Simmons of bid and costs and receipt given to R. W. Randell for his bid and costs. In preparing Bidding Report No. 26 the Clerk erroneously gave the name of high bidder as Henry M. Simmons and the bid as \$10. A few days after the sale Mr. Simmons was struck by lightning and apparently had not informed his wife of the money having been returned by the Clerk. Deed No. 382 was prepared by the Clerk according to the bidding report, sent to the Trustees, executed by them and transmitted to the Clerk for delivery. Deed was recorded by the Clerk and delivered to the widow of Henry M. Simmons without the error having been observed. Mrs. Simmons declines to assist in rectifying the mistake and Mr. Randell does not want to accept the return of amount offered by him at sale.

Upon discussion of the case, the Trustees were of the opinion that this was a matter to be worked out by the Clerk with the interested parties, as a Correction deed could not be issued unless the grantee executed quitclaim deed to the Trustees conveying the land back to the State, whereupon motion was made by Mr. Watson, seconded by Mr. Mayo that the matter be referred to the Clerk of the Circuit Court of Lee County to be handled by him.

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The Secretary reported that the Comptroller had transmitted for consideration of the Trustees applications from Clerks of the Circuit Courts of various counties, requesting cancellation of tax sale certificates, all of which had been certified to the State under Chapter 18296, Acts of 1937.

Motion was made by Mr. Mayo, seconded by Mr. Watson and duly adopted, that based on statements made by the Clerks the Trustees disclaim interest in the following certificates, the opinion being that they evidence no title in the State under Chapter 18296:

COLUMBIA COUNTY

Cert. No. 404—1929

Cert. No. Pt. 479—1934

ESCAMBIA COUNTY

Cert. No. 593—1931

FLAGLER COUNTY

Cert. No. 713—1927

HERNANDO COUNTY

Cert. No. Pt. 79—1917

OKALOOSA COUNTY

Cert. No. 1001—1933

PALM BEACH COUNTY

Cert. No. 6838—1928)

Cert. No. 30400—1933)

PASCO COUNTY

Cert. No. 1168—1927)

Cert. No. 4904—1933)

POLK COUNTY

Cert. No. 11882—1927

TAYLOR COUNTY

Cert. No. 330—1934

JEFFERSON COUNTY

Cert. No. 1767—1933

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Application was presented from the City of Jacksonville, Florida, for conveyance of right of way for the purpose of opening 23rd Street into Liberty Street, the land involved being owned by the State under the Murphy Act and described as:

Lot 22, Block 3, Fehrenbach's S/D.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees convey to the City of Jacksonville, under

Chapter 21684 of 1943, Lot 22, Block 3, Fehrenbach's Subdivision, for the purpose of street improvement, conditioned that no paving or improvement liens contemplated under the improvement program will be assessed against the State property adjoining so long as title to the land remains in the State. Upon vote the motion was adopted and so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida  
February 15, 1944

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor of the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Tom Watson, Attorney General.

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F. E. Bayless, Land Clerk.

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Pursuant to application from Hamrick & Hamrick, Apopka, Florida, with offer of \$5 an acre, the Trustees authorized advertisement of land in Orange County for competitive bidding and the following Notice was published in the Orlando Sentinel, under dates of January 8, 15, 22, 29 and February 5, 1944:

### N O T I C E

Tallahassee, Florida, January 5, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12 o'clock Noon, February 15th, 1944, for lands in ORANGE County, Florida, described as follows:

SW $\frac{1}{4}$  of SE $\frac{1}{4}$  and E $\frac{1}{2}$  of SE $\frac{1}{4}$ , Section 17,  
Township 24 South, Range 28 East, containing  
119.82 acres, Orange County.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees.

No higher bid having been received for the land, motion was made by Mr. Watson, seconded by Mr. Lee, that the offer of \$5 an acre from Hamrick & Hamrick be accepted for the Orange County land described in said Notice. Upon vote the motion was adopted and so ordered.

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Offer of 2.50 an acre was submitted from Vose Babcock of Fort Myers, Florida, for land located about thirty miles East of Immokalee, described as,

NE $\frac{1}{4}$  of Section 23, Township 46 South, Range 32 East, containing 160 acres in Hendry County.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees advertise the land applied for by Mr. Babcock to be sold at competitive bidding. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Lee, seconded by Mr. Watson and adopted, that the following described parcels of land applied for by Joe Hilliard and by M. W. Hilliard be advertised for competitive bids:

Joe Hilliard of LaBelle, Florida—Offer of \$3 an acre for N $\frac{1}{2}$  of Section 19, Township 46 South, Range 32 East, containing 320 acres in Hendry County;

M. W. Hilliard of LaBelle, Florida—Offer of \$3 an acre for W $\frac{1}{2}$  of Section 17, and S $\frac{1}{2}$  of Section 21, Township 46 South, Range 32 East, containing a total of 640 acres in Hendry County,

sales to be made subject to outstanding lease held by Vose Babcock, with expiration date of December 16, 1946. It was so ordered.

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Motion was made by Mr. Lee, seconded by Mr. Watson,

to defer for consideration of the full board the following applications:

A. R. Richardson—Offer of \$20 an acre for Hiatus Lot 1 between Townships 43/44 South, Range 27 East, Palm Beach County;

R. E. Kurtz—Offer of \$15 an acre for Hiatus Lot 1, Township 45 South, between Ranges 36/37 East, Palm Beach County.

Upon vote the motion was adopted and so ordered.

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Offer of \$360 was presented from Lee Deen of Trenton, Florida, for the purchase of land, located about ten miles from Trenton. Appraised value of the land was given at \$380.00.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline offer of \$360.00, but that counter proposal be made to sell the following described land at a price of \$380.00;

NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 33, Township 10 South, Range 16 East, containing 40 acres in Gilchrist County.

Upon vote the motion was adopted.

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Messrs. Star and Copeland of Miami came before the Board with request from Consumer's Gas and Fuel Company of Miami Beach, Florida, for additional time within which to carry out the terms of their existing oil, gas and mineral Contract No. 170 dated March 18, 1941, for a term of three years, covering 5440 acres of State land in Dade County. One-year extension was requested and further that drilling requirements be extended to six (6) months from March 18, 1944.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees refer the application from Consumer's Gas and Fuel Company to the Oil Committee, with the further suggestion that Mr. David B. Ericson, Assistant State Geologist, be sent down to examine the equipment on the premises and report his findings to the Oil Committee. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented from Arnold Oil Explorations, Inc., report of Garrett Kemp together with check for \$5,000.00, requesting lease on lake areas covered by their

Contract No. 248. Letter was also submitted from Mr. K. I. McKay requesting that no action be taken on the application from Arnold Oil Explorations, Inc., until such time as the attorneys for the Company could be present.

It was ordered that the report, application and letters be filed for future consideration.

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Offer of \$5,000 was presented from C. C. Ansley of Miami, Florida, for the purchase of Conch Key in Section 15, Township 65 South, Range 34 East, Monroe County.

The Trustees having sometime ago withdrawn this Key from sale, motion was made by Mr. Watson, seconded by Mr. Lee, that the action of the board heretofore taken be reaffirmed and that the offer from Mr. Ansley be declined, with the information that the Key will remain withdrawn from sale for the present. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. E. Bayless, Acting Secretary.

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Tallahassee, Florida  
February 18, 1944

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Motion was made by Mr. Larson, seconded by Mr. Lee, that Minutes of the Trustees dated October 12, 21 and 26, November 10, 23, December 14, 16 and 28, 1943, and January 4, 5 and 12, 1944, as presented by the Secretary, be

approved. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that employment of Mr. David B. Ericson, Assistant State Geologist, as Oil Assistant to the Trustees, had been approved by the Governor February 15, and that State Geologist Herman Gunter had been notified of the action of the Trustees.

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Mr. Bayless informed the Trustees that Mr. LeRoy Collins of Tallahassee, Florida, representing Miami Shipbuilding Corporation, desired to submit a proposal for modification of Oil Lease No. 340 dated October 27, 1943, in favor of Florida Oil and Refining Company and later assigned to Miami Shipbuilding Company.

Mr. Collins submitted the following written proposal:

Tallahassee, Florida  
February 18, 1944

Trustees,  
Internal Improvement Fund  
of the State of Florida  
Tallahassee, Florida

Gentlemen:

The undersigned, Miami Shipbuilding Corporation, assignee of the oil, gas and mineral lease, entered into between you, as Lessors, and J. L. McCord, as Lessee, dated October 23, 1943, proposes that said lease be modified and amended in the following particulars: (a) that the following described lands shall be added to and covered by said lease, to-wit:

All Section 33,  $W\frac{1}{2}$  of  $E\frac{1}{2}$  and  $W\frac{1}{2}$  of Section 34,  $E\frac{1}{2}$  of  $W\frac{1}{2}$  and  $E\frac{1}{2}$  of Section 35, Township 54 South, Range 37 East;

All Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, Township 56 South, Range 37 East;

All Sections 5, 6, 7, 8;  $E\frac{1}{2}$ ;  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$ ;  $S\frac{1}{2}$  of  $NW\frac{1}{4}$  and  $SW\frac{1}{4}$  of Section 14; All Sections 17, 18, 19, 20, 26, 27, 28; 29, 30, 31, 32, 33, Township 55 South, Range 38 East;

All Sections 6, 7, 18, 19;  $S\frac{1}{2}$  and  $NW\frac{1}{4}$

and  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  of Section 30;  $N\frac{1}{2}$  and  $SW\frac{1}{4}$  of Section 31, Township 56 South, Range 38 East;

Lots 1, 2, 3, 4, 5, 6, between Townships 54 and 55 South, Range 37 East;

Lots 1, 2, 3, 4, 5, 6, between Townships 54 and 55 South, Range 38 East;

(b) that a like aggregate of acreage be omitted therefrom, to be taken in whole sections off the North ends of Township 52 South, Range 35 East, and Township 52 South, Range 36 East, it being understood that the lands to be omitted shall form as nearly as practicable a rectangular area, taking into account the exception of Section 16 in each of such Townships, and also that no Section shall be divided. It is understood that the Lessor shall have the benefit of any surplus acreage involved by reason of the exchange of whole sections only.

The above will constitute the sole and only changes, modifications, or amendments of said lease, and the remaining terms and conditions thereof shall remain in full force and effect, except that: It is understood that Sections 27, 28, 29 and 30 of Township 55 South, Range 38 East are under contract for sale to one C. N. Schuck, and the Trustees have only the statutory mineral and petroleum reservation therein. Therefore, the formal instrument of the modification which shall be executed, if and when this proposal shall be accepted, shall contain appropriate provisions showing that as to such sections only the mineral reservation is involved, and the benefits accruing to the State shall be provided upon the same terms and conditions as set forth in the previous contracts and leases governing similarly reserved mineral and petroleum interests.

The purposes for requesting such amendments are as follows: Because of the condition of the water on the lands sought to be excluded from said lease, it has been impractical for the undersigned to conduct its geophysical and other survey work thereon, notwithstanding the availability of approved facilities for such work. Such conditions are abnormal and were not foreseen at the time of the application for the execution of, said lease.

The lands sought to be substituted in such lease by this proposal are accessible for survey work. Also, such lands tie in with other lands owned by the undersigned, or controlled by it, and it can thereby be enabled to block out its holdings in such area.

If this proposal is acceptable, it is suggested that your Engineer and Attorney prepare a form of modification agreement which will be acceptable to you, and which may be executed by the parties. If our attorneys, Ausley, Collins & Ausley of Tallahassee, or any of our other representatives, can assist in any way, do not hesitate to call on them.

Respectfully submitted,

LeROY COLLINS,  
Attorney for Miami Ship-  
building Corporation.

Mr. Collins stated that the Company had found the areas which they desired omitted from the lease inaccessible and if the exchange could be carried out they would be in position to get right to work; that the modification would not alter the contract in any other way and the drilling date and all other provisions will remain as in original lease.

Upon discussion of the proposal, motion was made by Mr. Lee, seconded by Mr. Larson, that the request from Miami Shipbuilding Corporation as set out in letter as above be approved and the exchange of lands carried out. Upon vote the motion was adopted and so ordered. Attorney General Watson came into the meeting and cast his vote in favor of the above motion.

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List of salaries, expense accounts and miscellaneous bills were presented by the Secretary.

Motion was made by Mr. Larson, seconded by Mr. Lee and duly adopted, that the following list of salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

W. B. Granger, Belle Glade, Florida.....	\$ 23.75
F. Elgin Bayless, Tallahassee, Florida.....	83.85
Southeastern Telephone Company, Tallahassee, Florida .....	9.10

The Miami Herald, Miami, Florida.....	20.83
F. C. Elliot, Engineer and Secretary.....	400.00
F. Elgin Bayless, Chief Clerk Land Office .....	\$350.00
Less Insurance .....	2.95
M. O. Barco, Clerk-Stenographer.....	175.00
Jentye Dedge, Clerk-Stenographer.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Guard Timber Tract.....	20.00
David B. Ericson, Oil Assistant.....	250.00
Protective Life Insurance	
Ralph Newman Agencies.....	2.95
<b>TOTAL</b> .....	<b>\$1,582.53</b>

Financial Statements for the month of January, 1944,  
**TRUSTEES INTERNAL IMPROVEMENT FUND**  
**UNDER CHAPTER 610**

**FINANCIAL STATEMENT FOR THE MONTH OF**  
**JANUARY, 1944**

Balance as of January 1, 1944.....\$234,443.82

**RECEIPTS FOR THE MONTH**

Land Sales .....	\$ 4,781.08	
Land Sales—Chapter 14717—		
Palm Beach County.....	10.00	
Land Sales—Chapter 14572—		
Sarasota County.....	275.00	
Grazing Leases .....	1,978.44	
Mineral Leases .....	93.75	
Timber Leases .....	3,796.98	
Sand and Shell Leases.....	354.70	
Fishing Campsite .....	18.75	
Pipeline R/W .....	75.00	
Certified Copy of Deed.....	2.00	
Total Receipts for January, 1944..\$	11,385.70	\$ 11,385.70
<b>TOTAL</b> .....		<b>\$245,829.52</b>
Less Disbursements for January, 1944.....		\$ 9,761.68
<b>BALANCE AS OF JANUARY 31, 1944</b> .....		<b>\$236,067.84</b>

# DISBURSEMENTS FOR THE MONTH OF JANUARY, 1944

Date 1944	Warrant No.	Payee	Amount
Jan. 14,	140698	E. R. Bennett, C.C.C.....	\$2,409.72
15,	141753	E. R. Bennett, C.C.C.....	253.35
21,	145066	J. Edwin Larson, ST, 3%	
		Transfer GR .....	1,576.48
31,	155855	F. C. Elliot.....	328.80
	155856	F. Elgin Bayless.....	294.25
	155857	M. O. Barco.....	151.80
	155858	Jentye Dedge .....	151.80
	155859	H. L. Shearer.....	75.00
	155860	J. B. Lee.....	20.00
	155861	Protective Life Ins. Co., Ralph Newman Agencies.....	2.95
	156696	Comptroller of Florida.....	239.75
	156697	J. Tom Watson, AG.....	23.00
	156698	F. Elgin Bayless.....	83.60
	156699	Capital Office Equipment Co. ....	4.00
	156700	Mickler & Mickler.....	35.55
	156701	Stetson O. Sproul, TC.....	2,420.36
	156702	J. R. Pomeroy, CCC.....	3.00
	156703	Abstract Co. of Sarasota.....	13.00
	156704	The Clewiston News.....	4.87
	156705	A. R. Richardson.....	1,000.00
	156706	Mickler & Mickler.....	500.00
		Withholding Tax.....	170.40

Total Disbursement for month of January, 1944..\$9,761.68

## TRUSTEES INTERNAL IMPROVEMENT FUND PETROLEUM OIL AND/OR GAS EXPLORATION FUND

Under Chapter 20667, Acts of 1941

## FINANCIAL STATEMENT FOR THE MONTH OF JANUARY, 1944

January 1, 1944—Balance .....	\$24,132.50
Receipts .....	None
Disbursements .....	None
January 31, 1944—Balance .....	\$24,132.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH OF  
JANUARY, 1944

Balance as of January 1, 1944.....\$ 24,755.86

RECEIPTS FOR THE MONTH

Land Sales .....	\$7,305.73	
Restoration of Funds, Under Chap-		
ter 22,006, Acts of 1943:		
Wt. No. 264,623—5-25-42		
Minnie L. Gardner.....	\$25.00	
Wt. No. 81,122—10-31-42		
City of Key West.....	34.25	
		59.25
Total Receipts for January, 1944.....	\$7,364.98	\$ 7,364.98
 Total .....		 \$ 32,120.84
Less Disbursement for the month.....		\$ 26,464.38
 BALANCES AS OF JANUARY 31, 1944.....		 \$ 5,656.46

DISBURSEMENTS FOR THE MONTH OF  
JANUARY, 1944

Date 1944	Warrant No.	Payee	Amount
Jan. 14,	141327	Mrs. Bessie L. Yancey.....	\$ 240.00
31,	155862	Ernest Hewitt .....	224.00
	155863	Helen Phillips .....	149.40
	155864	Mary Evans Voss.....	140.80
	155865	J. R. Roberts.....	167.28
	155866	M. O. Barco.....	25.00
	155867	Jentye Dedge .....	25.00
	155868	F. C. Elliot.....	50.00
	155869	Aetna Life Ins. Co., Ralph Newman Agencies .....	2.92
	156685	Woodrow M. Melvin, AAG .....	45.39
	156686	Lamar Warren, AAG.....	31.50
	156687	Fred M. Burns, AAG.....	84.55
	156688	James H. Millican, Jr. AAG .....	18.80
	156689	Western Union Telegraph Co. ....	21.73

156690	Southeastern Telephone Co.	16.75
156691	Bulkley-Newman Print- ing Co. ....	95.00
156692	Burroughs Adding Ma- chine Co. ....	15.40
156693	Mrs. D. S. Weeks, CCC.....	7.76
156694	Chas. H. Pent, CCC.....	7.50
156695	J. F. Cochran, Post- master .....	30.00
156709	J. Edwin Larson, ST, Transfer to GR.....	25,000.00
	Withholding Tax .....	65.00

Total Disbursements for the Month of January  
1944 .....\$ 26,464.38

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	12-20-43	3
Citrus	12-21-43	8
Clay	12-27-43	1
Columbia	12-8 -43	4
Escambia	11-23-43	15
Hendry	11-12-43	2
Hendry	12-31-43	9
Hernando	9 -3 -43	36
Hernando	12-13-43	1
Hernando	12-17-43	5
Holmes	12-6 -43	5
Holmes	1 -3 -44	3
Holmes	1 -17-44	1
Holmes	1 -31-44	1
Holmes .	12-20-43	2
Jackson	12-13-43	18
Lake	11-8 -43	57
Levy	12-6 -43	3
Liberty	6 -7 -43	5
Madison	12-6 -43	7
Sarasota	5 -10-43	1
Suwannee	12-20-43	22
Suwannee	1 -3 -44	13

Walton	12-20-43	1
Walton	12-27-43	4
Washington	12-6 -43	7

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for right of way for drainage ditch across Murphy Act land in Escambia County, desired in connection with State Road No. 608.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees authorize easement in favor of the State Road Department for Drainage Ditch purposes on land in the N $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 25, Township 1 South, Range 31 West, Escambia County, to be used in connection with State Road No. 608, Project DA-NR-30(5541), SRD No. 131. Upon vote the motion was adopted and so ordered.

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Sumter County case involving protest from Mrs. Jensie Beville, was again presented to the Trustees with information from the Clerk of the Circuit Court that Mr. and Mrs. Beville were former owners of the property and had submitted a protest to the highest bid made by Mrs. Alleyne Thompson at sale December 13, 1943, Report No. 61. The Clerk confirms the statement of Mrs. Beville that the bid of applicant was made for spite and his recommendation is that deed be made to Mrs. Beville for amount deposited as protest to high bid.

Action was deferred on request of Mrs. Beville for consideration at the next meeting. It was so ordered.

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Letter was presented from T. W. Conely, Jr., Attorney for the City of Okeechobee, Florida, together with Resolution adopted by the City Council February 7, 1944, requesting conveyance of Murphy Act land in Okeechobee County for use as an airport and other public purposes.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize conveyance of the following de-

scribed land to the City of Okeechobee for a consideration of \$10 upon condition that the property conveyed be used for airport and public purposes:

$S\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$ ,  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$ ,  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$ , Section 7, Township 37 South, Range 35 East.

Upon vote the motion was adopted and deed authorized under Chapter 21684.

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Letter was presented from Attorney General Watson recommending approval of Stipulation in the following condemnation suit by the United States.

U. S. vs. certain parcels of land in Panama City, Bay County, Florida, Colby College, et al. No. 58-M-Civil File No. 5135

involving Murphy Act land in Bay County, being Lot 12, Block 11, Bayview Addition, a subdivision of the  $S\frac{1}{2}$  of Section 35, Township 3 South, Range 15 West, 0.051 of an acre.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees authorize the Attorney General to execute Stipulation in the above styled suit, agreeing to accept \$25 for the land, such amount being in excess of the 1932 assessed value. Upon vote the motion was adopted and so ordered.

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The Secretary presented verbal request from Mr. John C. Moore requesting reconsideration of application from the City of Carrabelle that amount applicable to parcel to be deeded the City, pursuant to sale of February 7th, be remitted.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustee decline to rescind action heretofore taken and directed that Mr. Moore be so advised. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Lee and adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:  
The Western Union Telegraph Company,

Tallahassee .....\$ 7.46

James A. Ellis Company, Jacksonville.....	4.50	
Merritt Brown Company, Jacksonville.....	3.00	
Bulkley-Newman Printing Company, Tallahassee	110.00	
Hugh Culbreath, Sheriff Hillsborough County.....	18.95	
Fred M. Burns, Ass't. Atty. Gen.....	30.40	
Woodrow M. Melvin, Ass't. Atty. Gen.....	60.30	
Lamar Warren, Ass't. Atty. Gen.....	17.00	
Comptroller, State of Florida.....	24.29	
Ernest Hewitt, Clerk-Bookkeeper.....	250.00	
Helen Phillips, Clerk-Stenographer.....	175.00	
Mary Evans Voss, Clerk-Stenographer.....	150.00	
J. R. Roberts, Clerk.....	175.00	
Less Insurance .....	2.92	172.08
<hr/>		
M. O. Barco, Clerk-Stenographer.....	25.00	
Jentye Dedge, Clerk-Stenographer.....	25.00	
F. C. Elliott, Secretary .....	50.00	
Aetna Life Ins. Co., Ralph Newman Agencies.....	2.92	
<hr/>		
TOTAL .....		\$1,125.90

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliott, Secretary.

Tallahassee, Florida,  
February 21, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

F. E. Bayless, Land Clerk.

Letter was submitted from Miami Shipbuilding Corporation with information that it had been discovered that the place to locate the first oil well, in accordance with the

terms of the contract, was on an area other than property owned by the State of Florida, being on land owned by the Company, and that they requested permission to deed to the Trustees the 40 acres on which the well is to be located described as:

SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25, Township 55 South,  
Range 37 East, Dade County;

such land to be incorporated in Lease No. 340 dated October 23, 1943, and become a part of the property owned by the Trustees of the Internal Improvement Fund, it being agreed that the first well required under the contract will be drilled on the 40 acres in Section 25, Township 55, Range 37, above described.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees grant request of Miami Shipbuilding Corporation agreeing to accept deed from the Corporation to SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25, Township 55 South, Range 37 East, and amend Lease No. 340 to include the said SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25, it being understood that the first oil well required to be drilled under the contract will be on the 40 acres above described. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. E. Bayless,  
Acting Secretary.

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Tallahassee, Florida,  
February 29, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Attorney General Watson brought to the attention of the Trustees the question of oil and mineral reservations in State land condemned by the Federal Government.

Upon discussion of the subject, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Attorney General be requested to take up with the Attorney General of the United States, the question of reserving unto the various State boards the oil and mineral rights on any State lands condemned by the Federal Government. Upon vote the motion was adopted and so ordered.

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Judge E. M. Magaha of Fort Meyers, Florida, was present and presented petition from ten of his clients residing on Porpoise Island, Lee County, lying West of Pine Island drawbridge, which island is advertised for sale on March 7th, 1944. Information was furnished that these clients, together with other parties, have built their homes on this island, made improvements and established their businesses there and would like to have an opportunity of making the Trustees an offer for the parcels occupied by them. Judge Magaha stated that it would require a survey to determine the correct location of the various parcels and that his clients would be willing to pay for the survey if the Trustees would hold up the sale for a reasonable time; also that they would be willing to pay the State around \$1200 or \$1500 for their home and business sites, which would be considerably in excess of the offer of \$1000 made by Mr. Victor Retty, applicant to purchase the entire island.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees postpone sale of Porpoise Island until such time as survey and plat of the area can be made, it being understood that clients of Judge E. M. Magaha will have such survey made at no cost to the State and will submit a plat describing the various parcels desired. Upon vote the motion was adopted and so ordered.

It was suggested that Judge Magaha, on behalf of his clients, arrange for having the survey made, possibly by the County Engineer of Lee County, and that all settlers interested in purchasing tracts occupied by them, make application to purchase; that upon completion of the survey Judge Magaha get in touch with Mr. Bayless with

reference to consideration by the board of the applications.

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Messrs. McKay, Jackson and Maguire, attorneys for Arnold Oil Explorations, Inc., requested that the Trustees set a date for further discussion on Explorations Contracts Nos. 224 and 248.

The Attorney General having requested an executive session for considering Supplemental Report from the Oil Committee, it was agreed that the executive session be held on March 7, 1944, and that a date later in the month be arranged when all members of the Trustees could be present. Later it was found that March 22nd would be a satisfactory date for all members and the Land Clerk was to notify Attorneys for Arnold Oil Explorations, Inc., that they could be heard on that date.

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Pursuant to action of the Trustees December 28, 1943, based on application from Howard C. Livingston, on behalf of Julian Montsdoca, the following Notice was published in the Sebring American, a newspaper published at Sebring, Florida, under dates of January 20, 27, February 5, 12 and 19, 1944:

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, February 29th, 1944, at 12:00 o'clock noon, for the following described lands in HIGHLANDS County:

W $\frac{1}{2}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , Section 27, Township 34  
South, Range 31 East, containing 400 acres.  
Highlands County.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees of the Internal Improvement Fund reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary.

The bid of \$4 an acre from Mr. Montsdoca being the only offer received or presented for the land, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept \$4 an acre for the Highlands County land described in the foregoing Notice, and that sale be confirmed in favor of Julian Montsdoca. Upon vote the motion was adopted and so ordered.

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On January 25, 1944, the Trustees agreed to advertise for competitive bidding land applied for by C. A. Bailey, on behalf of client, and the following Notice was published in the Palm Beach Post of West Palm Beach, Florida, under dates of January 28th, February 4th, 11th, 18th and 25th, 1944:

### N O T I C E

Tallahassee, Florida  
January 26, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida will offer for sale and will receive competitive bids in Tallahassee, Florida, at 12 o'clock noon, February 29, 1944, for lands in PALM BEACH County, Florida, described as follows:

All Sections 15, 16, 19, 23, 25, 27, All Section 31, East of Canal R/W and all Section 35, Township 45 South, Range 37 East; All Sections 3 and 11, Township 46 South, Range 37 East; Hiatus Lot 1, between Townships 45/46 South, Range 37 East; Hiatus Lot 4, Township 45 South, between Ranges 36/37 East;

Containing an estimated area of 7,012.0 acres, Palm Beach County, State of Florida.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees and the Board of Education reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund and State Board of Education.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees

Colin English, Secretary, State Board of Education.

Question was raised as to the advisability of selling such a large tract of land. Mr. Bailey informed the members that application was made some months ago for an exchange of these lands in order for his client, Puerto Rico Sugar Company, to block up its land in that locality for growing sugar cane; that the sections advertised for sale today were checkerborded through the company's property and an offer of \$10 an acre for the purchase of the land was made to facilitate the development of the industry.

Bid of \$10 an acre from Mr. Bailey's client being the only offer received, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept \$10 an acre for the Sections owned by the Trustees in the foregoing Notice. Upon vote the motion was adopted and sale confirmed.

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Mr. C. A. Bailey submitted as a post-war program a proposal to purchase all State land in Palm Beach County at the market price to be cut up into small farms for boys returning from the War who would be interested in agriculture; that the plan is being developed around the idea of the Farm Security Administration and if the plan can be worked out it will solve the problem of many returning soldiers.

Governor Holland requested that Mr. Bailey work with Mr. Mayo's office with a view to submitting some concrete proposal on which the Trustees might take action. It was so ordered.

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Offer of \$15 an acre was presented from H. O. Sebring, on behalf of clients H. N. Mallon and W. J. Healey, for a strip of land 330 feet wide along the East side of State lands in Sections 14 and 23, Township 37 South, Range 30 East, containing 40 acres in Highlands County. It was explained that the strip was desired for the purpose of constructing a road and canal for improvement of adjoining lands owned by applicants.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offer of \$15 an acre from Mr. Mallon and Mr. Healey for the strip 330 feet wide along the East side of the two sections above described. Upon vote the ~~motion~~ was adopted and so ordered.

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Application was presented from T. W. Conely, Jr., on behalf of J. T. Hutto, offering \$17.50 an acre for 64.10 acres of marginal land adjacent to upland property owned by him, lying between the 17-foot contour of the Lake and the Okeechobee Levee, in the vicinity of Eagle Bay.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$17.50 an acre for the land applied for by Mr. Hutto. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$6 an acre from Roy Caruthers for the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 3, Township 22 South, Range 23 East, Sumter County, appraisal on the land being in excess of the offer. Upon vote the motion was adopted and the offer declined.

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Offer of 25 cents an acre was presented from W. E. Danie, Moore Haven, Florida, for grazing lease on approximately 14 acres of State land in

Section 12, Township 42 South, Range 32 East,  
GLADES County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of 25 cents an acre for the lease, but agree to issue one-year grazing lease at a price of \$5. Upon vote the motion was adopted and so ordered.

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Application was submitted from S. J. Davis with offer of \$20.50 per acre for lake bottom land in

Section 32, Township 37 South, Range 35 East,  
Okeechobee County.

Information was that the land is under Grazing Lease to Mr. Davis until September 24, 1946.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the land be advertised for competitive bids based on offer of \$20.50 from S. J. Davis. Upon vote the motion was adopted.

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Offer of \$15 an acre was presented from R. E. Kurtz of Fort Myers, Florida, for the following described land:

Hiatus Lot 1, Township 45 South, between  
Ranges 36/37 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the lot be advertised for competitive bids based on offer of \$15.00 an acre from R. E. Kurtz. Upon vote the motion was adopted.

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A. R. Richardson offered \$20 an acre for Hiatus Lot 1, between Townships 43/44 South, Range 37 East, Palm Beach County, containing 159.24 acres.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees advertise the land applied for by Mr. Richardson for competitive bidding based on offer of \$20 an acre. Upon vote the motion was adopted and so ordered.

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Offer of \$30 was presented from O. Raymond Ellars for approximately one-tenth of an acre of marginal land in Waterwich Club S/D lying adjacent to upland property owned by him on Lake Conway, Orange County, in Section 13, Township 23 South, Range 29 East.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the offer of \$30 from Mr. Ellars for the parcel of land on Lake Conway. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline the following offers from Frank E. Hale for land in St. John County:

1800 acres at \$1 an acre  
987 acres at \$2 an acre  
In Township 5 South,  
Range 29 East.

Upon vote the motion was adopted and so ordered.

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Offers were presented from Mr. Vose Babcock for the

purchase of Hendry County land as follows:

E $\frac{1}{2}$  of Section 15, Township 46 South, Range 32  
 East—\$3.00 an acre;  
 W $\frac{1}{2}$  of Section 27, Township 47 South, Range 34  
 East—\$2.50 an acre.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees advertise for competitive bids the land applied for by Mr. Babcock. Upon vote the motion was adopted.

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Mr. Bayless reported that at the meeting of the Trustees February 8th, the following Dade County land was offered for bids:

N $\frac{1}{2}$  of Lots 1 and 2, Section 35, Township 51  
 South, Range 41 East, containing 53.42 acres,

and the bids submitted were not deemed satisfactory. The Board instructed that the interested parties be notified and asked to raise their bids, with the following result:

H. Gregory, old bid \$16 per acre—New bid \$21 per acre;  
 Ross Burton, old bid \$18.70 per acre—New bid \$20.60 per acre;  
 J. H. Medlin, old bid \$12.50 per acre—No new bid.

The new bid of H. Gregory being the highest received, motion was made by Mr. Watson, seconded by Mr. Mayo, that the offer of \$21 an acre be accepted from Mr. Gregory for the land described. Upon vote the motion was adopted. (Copy of Notice advertising land for sale recorded in Minutes of February 8, 1944.)

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Consideration was deferred on proposal from Walter P. Fuller in reference to settlement of Entries No. 17457 and 17458.

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Mr. Bayless submitted report from Dr. David B. Ericson, dated February 22, 1944, covering his investigation of equipment of Consumer's Gas & Fuel Company, which report is as follows:

Immokalee, Florida  
February 22, 1944

Dear Mr. Gunter:

At 2:30, February 21, I met Mr. Charles E. Starr of the Sonsumer's Gas and Fuel Company at their drilling location in the NW $\frac{1}{4}$  section of 24, Township 54 South, Range 35 East. Mr. Starr very courteously showed me the equipment and gave me a copy of the inventory.

The site is reached by a road of broken limestone, 16 feet wide, extending southward from the Tamiami Trail. As I paced it, the length of the road is 530 feet long. According to Mr. Starr, the broken rock rests directly on solid limestone. I am sure that the good road will support any load that may need to be taken in. The drilling equipment is on an artificial "island" of broken limestone about 35 feet square. According to Mr. Starr, the road and "island" are above water even in the wettest weather.

The drilling equipment is a No. 26 Starr Drilling Machine. Such machines are in use elsewhere for shallow oil wells and I can see no reason why a machine of that type should not be able to reach the required depth of 1500 feet in a reasonable time. In fact for exploratory work the cable tool method has certain advantages. It gives better samples of the rocks penetrated and small shows of oil and gas are less likely to be passed by unnoticed.

Conditions and completeness of the equipment on the ground: The drilling machine is provided with a single cylinder 66 horse power steam engine, but there is no boiler. The timber frame upon which the machine is mounted is cracked and in such poor condition that the machine could not possibly be used.

The drilling cable is a 7-8 inch wire cable, mostly wound on the bull reel. The inventory shows 1200 feet of this cable. From the diameter of the drum and estimated number of turns I calculate that there are about 470 feet of cable on the drums with about 85 feet unwound, which

gives a total of 555 feet. Allowing ten per cent for error, there would be only a little over 600 feet, or fully 900 feet less than the amount needed for a 1500-foot well. Furthermore, the wires are worn, broken here and there, and weakened by rusting. I believe it would be taking a chance even to start drilling with such a cable.

The rest of the equipment seems to be in fairly good condition altho it makes a poor impression being rusty and scattered about in some confusion. I have noted the condition and absence of some of the pieces on the copy of the inventory. The bits, stems, jars, and boiler are in weight and dimensions entirely adequate for the required 1500 feet.

In fairness to Mr. Starr I must add that the Starr Drilling Machine Company have told him that they can supply him with a new frame. Also, he believes that boilers of the necessary type are now available. However, the fact remains that the Consumers Gas and Fuel Company do not now have one in their possession. The same is true of the drilling cable.

Conclusions:

1. Is the type of equipment adequate? Yes, a No. 26 Starr Drilling Machine should be able to reach a depth of 1500 feet without difficulty. Of course, it could not possibly go to 8000 feet.

2. Is the condition and completeness of the equipment such as to permit drilling to 1500 feet? No, it would be impossible even to start a well because of the absence of a boiler, the poor condition of the drilling machine frame, and drilling cable.

Sincerely,  
(s) David Ericson.

Examination by Mr. Ericson was made at the request of the Trustees in connection with request from Consumer's Gas and Fuel Company for extension of time on Oil Lease No. 170 and the drilling time required thereunder.

Motion was made by Mr. Watson, seconded by Mr.

Mayo, that the Trustees deny request of Consumer's Gas and Fuel Company for extension of both the drilling time and the lease period but agree to sixty day's extension after expiration of the lease within which to complete a set-up under which they might make a worthwhile showing of drilling, such extension to be without prejudice to the Trustees of the right to cancel the lease. Upon vote the motion was adopted and so ordered.

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Mr. S. L. Pinckney was present and asked if the Trustees were ready to resume leasing State lands and if they would be offered on competitive bids.

Governor Holland replied that he did not understand that any action of that kind had been taken by the Board. Also, Mr. Watson stated that at the first opportunity at which a full meeting of the Trustees and the School Board could be had the matter of determining a policy for oil leases should be considered.

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Motion was made by Mr. Watson, seconded by Mr. Mayo, that Mr. David Ericson be made available for checking on contract fulfillments on oil leases upon call from Mr. Bayless, and that Mr. Gunter and Mr. Ericson be notified accordingly. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented letter from Mr. Earl Wright in connection with land, title to which vested in the State through settlement with Everglades Drainage District under Chapter 14717, described as,

Pt. Ctf. No. 2389 of 8-5-29—

NW $\frac{1}{4}$  of SE $\frac{1}{4}$  East of Canal

SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  East of Canal

W $\frac{1}{4}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$  and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ ,

Section 32, Township 43 South, Range 43 East, containing 52 acres in Palm Beach County

Attorney General Watson explained that the land in question was involved in Federal condemnation suit, a part of which was applied for by Sovereign Finance Company; that the land had been appraised at a value of approximately \$78,000.00, and since the United States

had taken possession of the land, the Trustees could not convey title.

The other members not being fully informed on the subject, motion was made by Mr. Mayo that the matter be referred to the Attorney General for full report. Motion seconded by Mr. Watson and upon vote adopted.

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Application was presented from Ford W. Heacock to purchase land in Palm Beach County, title to which vested in the Trustees through settlement with Everglades Drainage District under Chapter 14717 of 1931.

Explanation was made that Mr. Heacock was Secretary and a share-holder in the Company formerly owning the land; that he had purchased the land under the Murphy Act prior to June 1939 and was now making an offer of \$776.25 to acquire title from the Trustees under Chapter 14717 of the following described land under Certificates Nos. 500 and 501 of 1927:

E $\frac{1}{2}$  of NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Lot 2;  
 E $\frac{1}{2}$  of W $\frac{1}{2}$  of E $\frac{1}{2}$  of NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Lot 2;  
 E $\frac{1}{4}$  of W $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Lot 2;  
 W $\frac{3}{4}$  of W $\frac{1}{2}$  of E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Lot 2;  
 All in State Survey of Section 6, Township 44  
 South, Range 36 East, containing 22.5 acres in  
 Palm Beach County.

Motion was made by Mr. Mayo that the Trustees authorize sale in favor of Mr. Heacock of the land above described at a price of \$776.25 and that deed be executed in his favor. Motion seconded by Mr. Watson and upon vote adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	1-18-44	1
Baker	1-31-44	2

Bay	12- 6-43	18
Bay	1-10-44	4
Brevard	12- 8-43	31
Brevard	12-20-43	54
Charlotte	12- 6-43	21
Clay	12-18-43	17
Escambia	1- 4-44	11
Flagler	1- 3-44	5
Hillsborough	12- 6-43	98
Hillsborough	12-20-43	87
Marion	12- 6-43	52
Martin	11-29-43	70
Monroe	12- 9-43	99
Palm Beach	12-10-43	48
Pasco	12- 6-43	23
Pinellas	11- 9-43	97
Polk	11-30-43	104
Polk	12-31-43	48
Seminole	1-10-44	13
St. Johns	12- 8-43	14
St. Lucie	12- 6-43	19
St. Lucie	1- 3-44	8
Suwannee	12- 6-43	67
Taylor	1-20-44	1
Wakulla	11-29-43	3
Walton	1-10-44	1

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

Request was presented from Florida Forest and Park Service that the Trustees convey certain lands in Liberty County, title to which is in the State under Chapter 18296, to become a part of Torreya State Park. Application covers the following described parcels:

Sec. Tp. Rg. Acres

Cert. No. 21 of 1905—NW $\frac{1}{4}$  of SW $\frac{1}{4}$  16 2N 7W 40  
 Cert. No. 111 of 1929)  
 Cert. No. 789 of 1933)—SW $\frac{1}{4}$  of SE $\frac{1}{4}$  16 2N 7W 40  
 Cert. No. 156 of 1931)  
 Cert. No. 788 of 1933)—N $\frac{1}{2}$  of NW $\frac{1}{4}$

of SE $\frac{1}{4}$ .....	16	2N	7W	20
Cert. No. 157 of 1931)				
Cert. No. 789 of 1933)—S $\frac{1}{2}$ of NW $\frac{1}{4}$				
of SE $\frac{1}{4}$ .....	16	2N	7W	20
Cert. No. 158 of 1931 —SW $\frac{1}{4}$ of SE $\frac{1}{4}$	16	2N	7W	40
Cert. No. 57 of 1934 —SW $\frac{1}{4}$ of NW $\frac{1}{4}$	16	2N	7W	40
containing a total of 200 acres.				

Information from the State Park Director was that the Forest and Park Service had acquired these lands by purchase and upon examination of the title it was found that the land was under the Murphy Act.

Motion was made by Mr. Mayo that the Trustees convey the above described land to the Florida Forest and Park Service under authority of Chapter 21929, Acts of 1943, to become a part of Torreya State Park. Motion seconded by Mr. Watson and upon vote adopted.

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Letter was presented from W. W. Whitehurst of Arcadia, Florida, presenting protest from Chambliss, Ernest & Reif, as former owners, to sale of January 3, 1944, of Hardee County land, at which sale M. O. Benton made the highest bid of \$62.50. Information was that former owners did not receive notice of proposed sale of Lots 1 to 17, inclusive, Block 'D', Meadowbrooke S/D.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees allow protest of Chambliss, Ernest & Reif to sale of lots formerly owned by them conditioned that amount required under the protest rule be immediately deposited with the Clerk of the Circuit Court of Hardee County. Upon vote the motion was adopted.

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Request was presented from William J. Ost that the Trustees do not allow protest from Ben Haimovitz to Hillsborough County sale November 22, 1943.

Information was furnished that Mr. Ost submitted the highest bid of \$93.50 at November 22nd sale—Report No. 86—for Lots 1, 2, 3, 16, 17, 18, Block 9, Tampa Overlook S/D, which sale was protested by Ben Haimovitz. Mr. Ost claims that party protesting has been building undesirable shacks in the vicinity of his home and he petitioned the Trustees to decline to allow the protest as it

will decrease the value of his property should Mr. Haimovitz be allowed to purchase the lots in question.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline to allow protest from Ben Haimovitz to sale held November 22, 1943, at which William J. Ost was highest bidder for the above described lots. Upon vote the motion was adopted and so ordered.

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Letter was presented from the Clerk of the Board of County Commissioners of Indian River County, requesting information as to what disposition could be made of Certificate No. 1476 of 1930 and Certificate No. 6604 of 1933, on the  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  of Section 11, Township 33 South, Range 39 East, which had been owned by the County for a number of years. The Secretary reported that the County acquired the land in August 1935 subsequent to issuance of the two certificates.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Board of County Commissioners of Indian River County be advised that the Trustees have no authority to cancel the certificates and suggest that application be made to purchase under a 1943 Act, if the land is used for public purposes. Upon vote the motion was adopted and so ordered.

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Request was presented from Julius F. Parker of Tallahassee, Florida, for action by the Trustees on a matter involving the following described land in Jefferson County:

18 3-4 acres in  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ , Section 36, Township 1 South, Range 3 East, as per Deed Book "TT" Page 459,

owned by heirs of Fred H. Doty—Ruth D. Jones and Burton H. Doty. Statement made by Mr. Parker was that taxes were not paid for the years 1928 and 1929, but were paid in 1930; that the 1931 taxes were not extended or paid, but no certificate was issued. 1932 taxes were not paid and a certificate was issued and sold to the State; that in December, 1934, the owners redeemed the land from taxes and have paid the taxes ever since; however, the records in the Clerk's office show Certifi-

cate No. 60 was issued in 1936. It is the latter certificate which the applicants desire disposed of.

Motion was made by Mr. Watson that conditioned upon former owners making payment of all amounts that should have been paid in December 1934, together with any subsequent omitted taxes, the Trustees agree to disclaim any interest in the land under Chapter 18296, and recommend to the Comptroller that redemption be allowed as of December 26, 1934. Motion seconded by Mr. Mayo and upon vote adopted.

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Letter from P. C. Gorman, City Attorney of Leesburg, Florida, was presented with request that the Trustees not allow protest from Tom Milam to sale on February 14th, of the

North 65 feet of Lot 10, Block 42, Leesburg,  
Lake County, Florida,

for which the City of Leesburg submitted the high bid of \$62.50 as listed on Report No. 54. Statement was made that the City of Leesburg had foreclosed its liens on this property and all interested parties, except the State, had been made parties to the suit.

Motion was made by Mr. Watson to dis-allow the protest from Tom Milam and confirm sale to the City of Leesburg as the highest bidder for the land described in Block 42. Motion seconded by Mr. Mayo and upon vote adopted.

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The Trustees ordered filed for record letter from Mr. Paul Potter, City Attorney for the City of West Palm Beach, in which he stated that as soon as certificates and descriptions could be checked, covering Murphy Act land in Palm Beach County, which the City desired to acquire, the matter would be submitted to the board for action.

The Secretary reported that the land in question involved a large number of lots in the subdivisions of Marian Park, Marimont and Woodlawn, all in Section 9, Township 44 South, Range 43 East, having an assessed value in 1932 of \$21,650.00.

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Offer of \$10 was presented from the Town of Daven-

port, Polk County, Florida, represented by Robert T. Dewell, requesting conveyance of

Lots 1 to 6, Incl., Lots 9, 14, 15 and 17, Block 31,  
Town of Davenport, Polk County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline to convey the lots at the price offered, but that counter proposal be made to execute deed under Chapter 21684 of 1943, upon payment of one-fourth of the 1932 assessed value, no advertisement or public sale being necessary under this Act. Upon vote the motion was adopted.

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Request was submitted from the Board of Public Instruction of Sarasota County that the Trustees reconsider action of February 1st and make no charge for the conveyance of Murphy Act land desired for school ground purposes at Nokomis.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees rescind action taken February 1st, 1944, and authorize conveyance of

Lots 18, 20, 22, 24, 26, 28, 30, 32, 34, 36, 38,  
40, 42, 46, 48, 50 and 52, all in Block 12, Nokomis,

without consideration, the land to be used for public purposes only. Upon vote the motion was adopted and so ordered.

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Application was submitted from the Board of Public Instruction of Sarasota County for conveyance without consideration of 33 acres of Murphy Act land, being the NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , less portion West of Road and Less SAL R/W in Section 7, Township 36 South, Range 18 East, for use in connection with the colored Newton High School.

Motion was made by Mr. Mayo that the Trustees decline to convey the 33 acres requested, but that proposal be made to deed a ten-acre tract adjoining Newton High School property to the Board of Public Instruction for School purposes. Motion seconded by Mr. Watson and upon vote adopted.

Protest was submitted from George W. Goodwin to Sumter County sale held January 10, 1944, Report No. 62, at which sale Agnes M. Goethe of Hernando County was highest bidder for:

W $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 4, Township 21 South, Range 22 East. Explanation was made that the land was formerly owned by Mr. and Mrs. Goethe but upon their failure to pay taxes Jumper Creek Drainage District foreclosed on the property and subsequently Mr. Goodwin purchased from the District; that he had since built his home on the premises and spent approximately \$2,500 on improvements. The amount necessary as the protest bid—\$117.95, has been deposited by Mr. Goodwin.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees reject bid of Agnes Goethe and authorize deed drawn in favor of George W. Goodwin, conveying the parcel above described, for the consideration of \$117.95. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that sometime ago the Trustees withdrew from sale certain land in Walton County in the vicinity of an oil well being drilled; that Mr. A. G. Campbell, Jr., on behalf of M. J. Gainey, former owner, had requested that the Trustees rescind order as to

W $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 20, Township 2 North, Range 19 West, and authorize the Clerk to accept application from Mr. Gainey for the purchase of land.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees release the land formerly owned by Mr. Gainey from the withdrawal order and authorize the Clerk to accept his application to purchase. Upon vote the motion was adopted and so ordered.

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Governor Holland requested that the Secretary prepare the modification as suggested by him, with reference to the Base Bid as to minimum offer for acreage, and submit to the Trustees at the next meeting. It was so ordered.

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Attorney General Watson reported that the Clerk of

Volusia County had furnished additional information on the several protests filed by Mrs. Bessie Haynie Hill Dye to sale of December 6, 1943, Report No. 42; that he had presented request from Mrs. Dye at the meeting February 1st, for allowance of the third protest and said protest was allowed, but late information was that ample opportunity had been given for Mrs. Dye to be present at the second and third sale and he was now recommending that the Trustees rescind action taken February 1st and authorize sale to J. E. Pittman, high bidder at each sale.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees rescind action taken February 1, 1944, and dis-allow third protest from Mrs. Bessie Haynie Hill Dye to December 6, 1943, sale of Lots in Blocks 1 to 10, inclusive, Haynie Sub., of E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 32, Township 13 South, Range 28 East, and that bid of \$344 from J. E. Pittman be accepted and deed authorized. Upon vote the motion was adopted.

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The Secretary reported transfer of \$30,000.00 to General Revenue Fund from Receipts under Chapter 18296 for the month of February, 1944.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer

For transfer to General Revenue .....\$30,000.00

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
March 7, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. M. Lee, Comptroller.  
 J. Edwin Larson, Treasurer.  
 J. Tom Watson, Attorney General.  
 (Pt. of meeting).  
 Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
 F. E. Bayless, Land Clerk;

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Mr. Bayless reported that Porpoise Island in Lee County had been advertised for competitive bids and objections, to be heard on this date, but action taken February 29th ordered the sale postponed, and there would be no necessity to take further action at this time. The following Notice was published in the News-Press, Fort Myers, on February 1, 8, 15, 22 and 29, 1944:

#### N O T I C E

Tallahassee, Florida, January 27, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids and objections in Tallahassee, Florida, at 12:00 o'clock NOON, March 7th, 1944, for lands in LEE COUNTY, FLORIDA, described as follows:

"That certain mangrove and reclaimed island, locally known as 'PORPOISE ISLAND,' lying on both sides of State Road No. 183, in Section 24, Township 44 South, Range 22 East, containing approximately 20 acres."

THIS NOTICE is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941. The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary  
 Trustees I. I. Fund.

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Application was presented from E. S. Boyd, Sarasota, Florida, offering \$100 for seventy-three hundredths of an acre of sovereignty land adjacent to Block 59, Revised Siesta, in Section 1, Township 37 South, Range 17 East, Sarasota County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$100 for the fraction of an acre of sovereignty land, with the starting point described as:

From the intersection of the Westerly meander line of U. S. Government Lot 4 of Section 1, Township 37 South, Range 17 East, etc.,

subject, however, to advertisement for objections as required by law. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$25.00 an acre from R. M. Marler for

Thirty acres of land in Section 10, Township 28 South, Range 23 East, Polk County, located about  $3\frac{1}{2}$  miles from Lakeland,

the parcel having been appraised at \$40 an acre. Upon vote the motion was adopted.

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Offer of \$1 an acre was presented from Roscoe C. Brown of Palatka, Florida, on behalf of O. W. Cowart, for the following described land:

Government Lot 6, Section 9, Township 11 South, Range 27 East, containing 25 acres in Putnam County.

Mr. Brown stated that Mr. Cowart purchased the above lot in 1937 from the successor in title to the holder of a tax deed which was issued in 1902.

Motion was made by Mr. Larson that the Trustees decline offer of \$1 an acre for Government Lot 6, but that counter proposal be offered to convey the land to Mr. Cowart at a price of \$2 an acre, the appraised value. Motion was seconded by Mr. Mayo and upon vote adopted.

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Proposal was presented from Roy Caruthers of Bushnell, Florida, to purchase the following described land at a price of \$8 an acre:

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 3, Township 22 South,  
Range 23 East, containing 40 acres in Sumter  
County.

Mr. Bayless reported that the land was rocky hammock and had been appraised at \$10 an acre.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$8 an acre for the land applied for by Mr. Caruthers, but that counter proposal be made to sell the 40 acres at a price of \$10 an acre. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that at the meeting June 8, 1943, the Trustees agreed to allow Walter P. Fuller of St. Petersburg, Florida, the privilege of deeding land covered by Entries No. 17457 and No. 17458 back to the Trustees; that the Trustees would satisfy the mortgages which they hold on the property and then convey to Mr. Fuller a tract of submerged land containing between 120 and 140 acres at \$100 per acre and give him credit for the \$9,462.00 originally paid on the above contracts. The new proposal from Mr. Fuller is that he be allowed to retain two tracts of 19 acres and 67.5 acres, making a total of 86.5 acres and he would reconvey to the Trustees the remainder of the 378.46 acres; that upon the above being done, the Trustees would satisfy the two mortgages which they hold.

Mr. Bayless recommended that the new proposal from Mr. Fuller be accepted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant the request of Mr. Fuller as set forth in his new proposal and upon conveyance back to the State of approximately 292 acres that the Trustees satisfy Mortgages No. 17457 and No. 17458. Upon vote the motion was adopted and so ordered.

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Mr. Watson came in and was recorded as being present.

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Mr. R. Y. Patterson and Mr. T. McE. Johnson presented request from East Shore Drainage District for right of way across Pelican Bay land, which area is now under lease to Richlands, Inc. Mr. Johnson stated that the right of way was desired as an outlet for the District into Okeechobee Levee Culvert No. 12 of the United States.

Information was given that the right of way requested by East Shore Drainage District would comprise approximately fifteen acres and in addition would cut off from the drainage facilities of Richlands, Inc., approximately eighty-two acres.

Mr. Johnson informed the Board that East Shore Drainage District would offer \$100 an acre for the 15.2 acres desired as right of way and would also furnish a buyer for the 82 acres at a price of \$100 an acre provided the Trustees could work out an adjustment with parties leasing the land.

Upon inquiry from Mr. Mayo as to leasing the area desired for right of way, Mr. Patterson stated that the District would prefer fee simple title to the right of way as it was contemplated that a pumping plant costing approximately \$140,000.00 would be erected on the right of way. Mr. Patterson also informed the Board that he felt that Mr. Thurman Knight, the party leasing the parcel of Pelican Bay land which would be cut off from drainage works of Richlands, Inc., could be dealt with if he was assured of payment for loss of land and improvements thereon.

Discussion was had as to another location for the right of way but Mr. Patterson stated there was no other feasible route.

Other points discussed in connection with the right of way and its effect on Richlands, Inc., were:

Amount Mr. Knight would want for releasing the area in question;

The effect on Pelican Bay lands of exclusive use by East Shore Drainage District of Culvert No. 12;

In the event the Trustees did not desire to sell the 82 acre tract, what drainage facilities would be available. Suggestion was that the land could be included in South Florida Drainage District.

It was thought that the proper procedure should be to get in touch with Richlands, Inc., and get their viewpoint on releasing the area applied for by East Shore Drainage District.

Motion was made by Mr. Lee, seconded by Mr. Larson, that Mr. Bayless be requested to immediately take the matter up with Richlands, Inc., with a view to negotiating an adjustment of Richlands, Inc., lease, and that the offer in toto from East Shore Drainage District be held in abeyance until negotiations completed. Upon vote the motion was adopted.

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
March 22, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor,  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

Mr. Bayless reported that land in Hendry County was advertised for receiving competitive bids March 21, but a quorum of the Trustees not being present on that date bids were received at the Board room, pursuant to the following Notice which was published in the Clewiston News on February 18, 25, March 3, 10 and 17, 1944:

#### N O T I C E

Tallahassee, Florida, February 15, 1944

NOTICE is hereby given that the Trustees of the

Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, Tuesday, March 21st, 1944, at 12 o'clock NOON, for the following parcels of land in HENDRY County, Florida:

W $\frac{1}{2}$  of Section 17 and S $\frac{1}{2}$  of Section 21, Township 46 South, Range 32 East, containing 640 acres.

N $\frac{1}{2}$  of Section 19, Township 46 South, Range 32 East, containing 320 acres.

NE $\frac{1}{4}$  of Section 23, Township 46 South, Range 32 East, containing 160 acres.

Sale of the above will be subject to existing leases which expire in December 1946.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elilot,  
Secretary.

The following were the only bids received for the land advertised:

\$3 an acre from Marvin Hilliard for the W $\frac{1}{2}$  of Section 17 and S $\frac{1}{2}$  of Section 21, Township 46 South, Range 32 East;

\$3 an acre from Joe Hilliard for the N $\frac{1}{2}$  of Section 19, Township 46 South, Range 32 East;

\$2.50 an acre from Vose Babcock for the NE $\frac{1}{4}$  of Section 23, Township 46 South, Range 32 East.

All bids were made subject to existing leases which will expire in December, 1946.

Motion was made by Mr. Larson, seconded by Mr. Mayo, to accept the bids submitted from Marvin and Joe Hilliard and from Vose Babcock for Hendry County land. Upon vote the motion was adopted and so ordered.

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Memorandum was presented from Attorney General

Watson, recommending that Assistant Attorney General George M. Powell be authorized to attend the meeting of the Interstate Oil Compact Commission to be held in New Orleans, Louisiana, April 3 and 4. Mr. Larson suggested that Mr. Elliot, Mr. Bayless and Mr. David Ericson also attend the meeting.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Messrs. Powell, Elliot, Bayless and Ericson be requested to attend the meeting of the Interstate Oil Compact Commission in New Orleans on April 3 and 4. Upon vote the motion was adopted.

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Mr. Elliot presented statement of Everglades Drainage District taxes due on State owned land within that District, whereupon motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the Comptroller be authorized to issue warrants in payment of the following taxes for the year 1943:

Hon. W. O. Berryhill, Tax Collector Broward County .....	\$15,232.07
Hon. C. H. Collier, Tax Collector Collier County .....	2.10
Hon. H. Earnest Overstreet, Tax Collector Dade County .....	11,722.34
Hon. R. D. Yoder, Tax Collector Glades County .....	493.14
Hon. R. N. Miller, Tax Collector Hendry County .....	1,660.92
Hon. Ruth Bass Hylton, Tax Collector Highlands County .....	48.20
Hon. L. C. Kickliter, Tax Collector Martin County .....	28.67
Hon. Bessie Alderman, Tax Collector Okeechobee County .....	15.85
Hon. Stetson O. Sproul, Tax Collector Palm Beach County .....	51,218.29
Hon. Orris Nobles, Tax Collector St. Lucie County .....	19.73
<b>TOTAL</b> .....	<b>\$80,442.31</b>

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Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following list of salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary.....	400.00
F. Elgin Bayless, Chief Clerk Land Office .....	350.00
Less Insurance .....	2.95
	<hr/> 347.05
M. O. Barco, Clerk-Stenographer .....	175.00
Jentye Dedge, Clerk-Stenographer.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Guard Timber Tract.....	20.00
David B. Ericson, Oil Assistant.....	250.00
Protective Life Insurance—	
Ralph Newman Agencies.....	2.95
James H. Millican, Jr., Ass't. Atty. General.....	35.40
F. Elgin Bayless.....	95.95
The Western, Union Telegraph Company, Tallahassee .....	3.50
Southeastern Telephone Company, Tallahassee .....	6.10
E. R. Bennett, C. C. C., Broward County.....	1.00
Hugh Culbreath, Sheriff, Hillsborough County.....	2.85
J. Alex Arnette, C. C. C., Palm Beach County .....	2.90
Ray E. Green, C. C. C., Pinellas County.....	7.50
Capital City Publishing Co., Tallahassee.....	56.00
Clewiston Abstract Company, Moore Haven.....	10.00
Abstract Company of Sarasota, Sarasota.....	10.00
News-Press Publishing Company, Ft. Myers.....	7.50
Palm Beach Publications, Inc., West Palm Beach .....	11.25
J. F. Cochran, Postmaster.....	10.00
	<hr/>
TOTAL .....	\$ 1,704.95

The Trustees having set this date for final disposition on request from Arnold Oil Exploration, Inc., for oil leases under their contract, Messrs. Kenneth McKay, W. H. Jackson and R. F. Maguire, representing Arnold Oil Exploration, Inc., were present and stated they were ready to present their case on its merits and felt that they could convince the board that they had fully complied with the terms of the contract.

Only three members of the Trustees were present and it was explained that there had been some misunderstanding as to whether or not the meeting would be held. Letter was read from the Attorney General (copy of which he had instructed sent to each member of the Trustees)

in which he explained his position and stated that he would be unable to be present at the meeting on this date; that he had attempted to reach the Governor by telephone for the purpose of requesting postponement of the hearing, but failing to reach him had sent a telegram to him at Bradenton and had also wired Mr. Jackson, asking that he get in touch with the Governor with reference to deferring the meeting.

Governor Holland stated that he did not receive the wire until around midnight of the day it was sent and had no knowledge of the meeting being postponed, not having received a copy of the letter addressed to other members of the board.

Discussion was had as to statement in letter from the Attorney General to the effect that if leases were granted under Contract No. 224 on the ground of performance he "would be compelled to take legal proceedings." In reply to the question as to kind of proceedings, Mr. Powell, Assistant Attorney General, stated that he had not discussed that feature of the case with the Attorney General but assumed it would be under authority vested in him as Attorney General and not on behalf of the Board.

Upon inquiry as to whether or not attorneys for Arnold Oil Exploration, Inc., desired to submit their case to the three members present or postpone the hearing to another date, Messrs. McKay, Jackson and Maguire retired from the room and upon return Mr. Maguire stated that they had come up prepared to present their case but would prefer the full membership to be present as he felt they could demonstrate to the full satisfaction of all members that they had complied in all respects with the contract and were entitled to leases; that they were ready to go ahead and present the case now, in deference to the Governor and two other members.

Governor Holland stated he would rather have the full membership present to hear the case and was perfectly willing to try and arrange another date when all members could be present; that he felt reasonably sure Mr. Lee could be present almost anytime and that the Attorney General could be contacted to ascertain if he desired to be present.

Mr. Powell stated there was no disposition on the part of Mr. Watson to be absent from the meeting; that he

felt sure he would like to be present but certain matters had come up that made it impossible for him to be in Tallahassee on this date.

Mr. Mayo stated that he felt it was unfair to the three members present to go ahead with the meeting, but if it was desired he was willing to hear the case, or he would make his plans to be here at some future date should a postponement be agreed upon.

Mr. Larson was of the opinion that final action should not be taken with only three members present.

Upon further discussion, and upon information from attorneys for Arnold Oil Exploration, Inc., that it was agreeable with them to postpone the hearing, it was decided that the date be set for March 27th at 10:30 o'clock A. M., provided the Comptroller and the Attorney General could be present. It was so ordered and the Secretary was requested to contact Mr. Lee and Mr. Watson and ascertain if March 27th would be satisfactory with them.

Financial Statements for the month of February are as follows:

**TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610**

**FINANCIAL STATEMENT FOR THE MONTH OF  
FEBRUARY, 1944**

Balance as of February 1, 1944.....\$236,067.84

Receipts for the Month

Land Sales .....\$4,114.23

Land Sales—Chapter 14572—as follows:

Sarasota County .....\$350.00

Hillsborough County ..... 500.00      850.00

Land Sales—Chapter 14717—

as follows:

Palm Beach County.....\$160.00

Broward County ..... 72.11      232.11

Sale of Printed Minutes..... 10.00

Fishing Campsites ..... 30.00

Farm Lease ..... 105.00

Sand and Shell Leases.....	563.35	
Mineral Lease.....	18.75	
Grazing Leases.....	397.50	
Timber Lease.....	11.15	
Refund—Account of overpay ment 1943 Everglades Drain- age District Taxes.....	48.71	-
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Total Receipts for February, 1944.....	\$6,380.80	\$ 6,380.80
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TOTAL .....		\$242,448.64
Less Disbursements for February, 1944.....		1,552.60
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BALANCE AS OF FEBRUARY 29, 1944.....		\$240,896.04

DISBURSEMENTS FOR THE MONTH OF  
FEBRUARY, 1944

Date 1944	Warrant No.	Payee	Amount
Feb. 26,	170735	W. B. Granger.....	\$ 23.75
	170736	F. Elgin Bayless.....	83.85
29,	177181	F. C. Elliot.....	328.80
	177182	F. Elgin Bayless.....	294.25
	177183	M. O. Barco.....	151.80
	177184	Jentye Dedge.....	151.80
	177185	H. L. Shearer.....	75.00
	177186	J. B. Lee.....	20.00
	177187	David B. Ericson.....	204.00
	177188	Protective Life Ins. Co.—	
		Ralph Newman Agencies.....	2.95
		Withholding Tax .....	216.40

Total disbursements for the month of February,  
1944 .....\$1,552.60

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

Under Chapter 20667, Acts of 1941

FINANCIAL STATEMENT FOR THE MONTH OF  
FEBRUARY, 1944

February 1, 1944—Balance.....\$24,132.50

	Receipts .....	NONE
	Disbursements .....	NONE
February 29, 1944—	Balance.....	\$24,132.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH OF  
FEBRUARY, 1944

Balance as of February 1, 1944.....	\$	5,656.46
Land Sales .....		36,068.91
<b>TOTAL .....</b>	<b>\$</b>	<b>41,725.37</b>
Less Disbursements for the month.....		31,016.24
<b>Balance as of February 29, 1944.....</b>	<b>\$</b>	<b>10,709.13</b>

DISBURSEMENTS FOR THE MONTH OF  
FEBRUARY, 1944

Date 1944	Warrant No.	Payee	Amount
Feb. 26,	170737	Fred M. Burns, AAG.....	\$ 30.40
	170738	Woodrow M. Melvin, AAG.....	60.30
	170739	Lamar Warren, AAG.....	17.00
29,	177189	Ernest Hewitt.....	224.00
	177190	Helen Phillips.....	149.40
	177191	Mary Evans Voss.....	140.80
	177192	J. R. Roberts.....	167.28
	177193	M. O. Barco.....	25.00
	177194	Jentye Dedge.....	25.00
	177195	F. C. Elliot.....	50.00
	177196	Aetna Life Ins. Co.—Ralph Newman Agencies.....	2.92
	179695	J. Edwin Larson, State Treasurer, Transfer to Gen- eral Révenue .....	30,000.00
	180264	Comptroller of Florida.....	24.29
	180265	City of Key West.....	34.25
		Withholding Tax.....	65.60

Total Disbursements for the month of February,  
1944 .....\$31,016.24

## BILLS UNDER CHAPTER 18296

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following list of salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to issue warrants in payment therefor:

Merritt Brown Company, Jacksonville.....	\$ 47.40
J. F. Cochran, Postmaster.....	30.00
Burroughs Adding Machine Company, Jacksonville .....	9.60
The H. & W. B. Drew Company, Jacksonville.....	42.37
Fred M. Burns, Ass't. Attorney General.....	9.00
James H. Millican, Jr., Ass't. Attorney General .....	33.70
Lamar Warren, Ass't. Attorney General.....	17.60
Ernest Hewitt, Clerk-Bookkeeper.....	250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk.....	175.00
Less Insurance.....	2.92
	172.08
M. O. Barco, Clerk-Stenographer.....	25.00
Jentye Dedge, Clerk-Stenographer.....	25.00
F. C. Elliot, Secretary.....	50.00
Aetna Life Insurance Co.—Ralph Newman Agencies .....	2.92
TOTAL .....	\$ 1,039.67

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
March 27, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.  
Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.

J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.  
David Ericson, Geologist.

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This date having been set for hearing attorneys for Arnold Oil Explorations, Inc., with reference to their application for oil leases under Contract No. 224 dated October 4, 1941, and No. 248 dated February 2, 1942, the following persons representing Mr. Arnold were present:

Kenneth McKay.  
W. H. Jackson.  
R. F. Maguire  
William Arnold.  
J. Ray Arnold.

The hearing having been postponed from March 22nd, owing to the full membership not being present, Attorney General Watson informed the Board that when he found it would be impossible for him to be present on the 22nd he had tried to reach the Governor by telephone to request that the meeting be postponed, but being unable to do so, had sent him a wire to Bradenton Monday, March 20, making the request, and had also wired Mr. W. H. Jackson suggesting that he also get in touch with the Governor if possible; that on the same day he had written a letter to each member of the Trustees setting forth his views on the subject, and had left instructions that the letter to the Governor be delivered at once as well as letters to the other members. (The Governor remarked that he did not receive the letter with copy of telegrams until 4:30 Wednesday afternoon.) Mr. Watson stated he could not account for that as he had left instructions for the letter to be delivered immediately; that there was no intention on his part to not attend the meeting but it was impossible for him to be present on the 22nd; that his "reference to the first Arnold Oil Lease and my intention to contest in the courts any attempt to execute a lease without the performance of the exploration agreement's requirements, is not, with all due respect to the Governor, the exercise of a veto power; but, on the other hand, it is

the assertion of a right to challenge invalidity that exists in the office of the Attorney General, by virtue of both the Statute \* \* \* and the common law as construed by the Supreme Court of Florida \* \* \* and in all other cabinet members whenever their administrative activities are interfered with by unconstitutional enactments or other invalid action." The Attorney General cited a number of cases brought by cabinet officials or caused by the action of cabinet members, or their refusal to permit to go unchallenged what they believed to be the unauthorized acts of others.

There were remarks from Governor Holland and Attorney General Watson with reference to date for hearing on Arnold Oil Explorations, Inc., contracts, the first date having been set for March 16 and then changed to March 22. The Governor stated that all members having been contacted and the 22nd agreed upon as a date when all could attend he was surprised to find that only three members were present on that date; that it was late at night on the 20th when he received the telegram, and upon returning to the Capitol, and not having received a letter from the Attorney General, he was surprised to find only three members present and as a result the meeting was postponed till this date; that had he received the letter in time the matters that transpired on the 22nd probably would not have happened.

Mr. Watson remarked that this question had been discussed on several occasions and he did not see any reason for continuing to have hearings and going over the same thing; that there was no lack of courtesy on his part in taking that position; that he was ready to go into court on the question. As Attorney General, when an opinion is rendered and the Board does not agree with the holding, then it should go to Court.

Governor Holland stated that if the Attorney General did not care to be present and hear the matters discussed, it would be his own responsibility; that each member had the right to vote after hearing the questions discussed pro and con.

Mr. Watson stated he was not unwilling to be present but he could see no reason for going over and over the same subject; that on one occasion Mr. Arnold was subjected to a very analytical examination as to his performance under the contract and so far as he had been able

to determine there had been no work done on the contract since that time and did not think there had been any claimed to have been done; that as stated in letter to each member of the Trustees he was willing to consider a compromise, giving some recognition to Mr. Arnold under a new contract for the interest he has shown and time spent in promoting search for oil in Florida, but he was not willing to concede that he had performed work required under his contract.

Mr. Watson stated he understood Florida Land and Exploration, Inc., represented by Judge Buford, would submit an application to the Trustees for assignment of Contract No. 223 and that he would like to have an executive session on the subject, which was agreed to.

Comptroller Lee stated that he was absent on the 22nd because of the annual meeting of Tax Collectors in Jacksonville; that most of the business of his office was transacted with the Tax Collectors of the State and he felt it was absolutely necessary that he attend the meeting; that he had received the letter from the Attorney General asking for postponement of the meeting and he figured there would be no meeting. However, had there been no uncertainty as to hearing, he would have attended the meeting of Tax Collectors as he felt he owed it to them to be there.

Mr. Watson stated that he had reason to believe that Arnold Oil Explorations, Inc., contract was worth at least \$500,000 as he understood that the Company had been offered that amount for it.

Mr. Mayo moved that the hearing be proceeded with. Seconded by Mr. Lee and upon vote adopted.

Mr. Maguire, on behalf of Arnold Oil Explorations, Inc., stated that they would present certain matters in line with fairness and the conditions of the contract; that two matters for consideration were certain additional surveys and maps pertaining to the work which had not heretofore been filed, and the second would be the answer to what was understood to be the Attorney General's position and that of the oil committee relating to the contract. Maps were presented showing magnetometer surveys and readings which were completed last week pertaining to both the lake and the Gulf coast regions.

Mr. Watson asked what was the status of the relation-

ship with the State under the two Arnold contracts and if there was any petition before the Trustees on the second contract.

Mr. Maguire replied that he would prefer to not go into the legal viewpoint but was asking that disposition be made at this meeting as request has been made for leases under both contracts; that the Company first presented request for leases under Contract No. 224 and money was tendered and later request was made for leases under Contract No. 248 and money tendered.

Attorney General stated that his opinion did not refer to the last contract, but to the first contract only. (Later Mr. Watson modified his statement to the extent that the Oil Committee did consider Contract No. 248 as certain information filed by Arnold Oil Explorations, Inc., dealt with some areas under the latter contract.)

Mr. Maguire stated that the maps presented deal with both contracts; that they cover 440 additional magnetometer stations in the State, nine of the maps having reference to the Lake areas and 14 maps cover the Gulf Coast area, and that Dr. Kemp makes the statement that these maps confirm and ratify everything done and said in reference to the contracts.

Letter dated March 20, 1944, from Dr. Garrett Kemp was presented and read together with statement from him designated "Report to Arnold Oil Explorations, Inc., to be filed with the Trustees of the Internal Improvement Fund of the State of Florida pursuant to Contracts Nos. 224 and 248." Also, Mr. Maguire read prepared statement dated March 20, 1944, from Attorneys McKay, MacFarlane, Jackson & Ferguson of Tampa and Maguire, Voorhis & Wells of Orlando, which statement was designated as "RE: Answer to Supplemental Report of Oil Committee dated December 16th, 1943, and filed with Trustees of the Internal Improvement Fund on February 1st, 1944."

Mr. Maguire stated that had leases been granted last September when applied for, they would have wells being drilled at this time; that in making these explorations Mr. Arnold has engaged the services of a fine man of whom he has letters of the highest commendation; that this man has told them that they have done everything in the nature of surveys that is necessary and the thing now to be done was for drilling to commence.

Motion was made by Mr. Watson that the Supplemental Report of the Oil Committee, which carries the findings of the Attorney General, be confirmed by the Board. Motion seconded by Mr. Larson.

Question was asked as to whether the report had to do with both contracts and if request had been made for leases under No. 248, to which Mr. Jackson replied that application was made for leases under both contracts.

Mr. Larson stated that the Committee did not have before it for consideration any request for leases under Contract No. 248; that the first request was for extension and before report was made on that the request was withdrawn and application for drilling leases under Contract No. 224.

Mr. Bayless reported that application dated February 4, 1944, was filed with the Trustees requesting leases under Contract No. 248, but upon request from Mr. Arnold's attorneys that it not be presented until they could be present, it had not been considered by the Trustees.

To Mr. Mayo's inquiry as to whether both contracts were in the same category, Mr. Watson replied that the Committee did not take into consideration whether there had been performance or non-performance under Contract No. 248; that the Committee dealt with Coastal areas only.

Governor Holland remarked that he had read both reports of the Committee and called attention to the fact that the reports referred to both contracts.

Mr. Bayless, Land Clerk, stated that the reason why the Committee's report included Contract No. 248 was because of the fact that request for leases as filed by Arnold Oil Explorations, Inc., in addition to the areas covered in Contract No. 224, also embraced Lake Okeechobee, which is a part of Contract No. 248.

Mr. Watson stated that his motion was made to deal only with Contract No. 224 on the Coastal areas.

Mr. Lee made the following observations: That he had been making a study of this matter for the past five or six months; that for years the Trustees had been dealing with various groups in the wild-cat oil business, trying to find oil in Florida, and his one hope had been that oil would be found in Florida and the State get its one-eighth roy-

alty; that if Arnold Oil Explorations, Inc., had requested drilling leases the day after the contracts were signed he would have voted to accept payment and execute leases; that looking at it now it might be that the Trustees tied up too much land under one contract but at the time it was done they did not think so; that these contracts may be worth \$500,000.00, and if they are, he was of the opinion that the Trustees should go ahead and execute leases so that Mr. Arnold and associates may get busy and start drilling; that he is looking forward to realization of oil in Florida; that he therefore offers as a substitute motion that the Trustees execute leases in favor of Arnold Oil Explorations, Inc., as applied for.

Mr. Mayo stated that he agreed with Mr. Lee, and if Mr. Arnold had come to the Trustees the day after Exploration contracts were signed and applied for leases, he would have voted to give them to him; that perhaps Mr. Arnold had not strictly complied with his contracts but he is one of the pioneer oil men in Florida and Mr. Mayo thinks he has furnished the Board with important information; that he has done as much or more than some of the other lessees; feels that he has been tied up on account of the war as much as anyone else, and while he was in no way disregarding the fine work done by the Oil Committee, he was going to second the motion made by Mr. Lee.

Mr. Watson asked if the motion had reference to applications under both contracts. Mr. Lee replied that it did.

Mr. Watson stated that his motion related solely to Contract No. 224; that the report of the Oil Committee dealt mainly with one contract and if in order he would like to have the applications voted on separately.

Mr. Lee stated that he was under the impression that both contracts were being considered but if his motion was out of order he would like to have it conform.

Governor Holland stated that in view of the Attorney General's position, and in order to have a clearer set-up, if the majority of the Board approved execution of leases under both Contracts No. 224 and No. 248, and both agreements were coupled in one action, litigation if tendered to reach one might jeopardize the going ahead with the other; that under the circumstances it might be better to act on the leases under separate agreements.

Mr. Lee stated that he would withdraw his first motion and offer a substitute motion that the Trustees grant application of Arnold Oil Explorations, Inc., for leases under Exploration Contract No. 224 and accept the tender of money offered as a payment upon said leases. Motion seconded by Mr. Mayo.

Upon discussion as to whether it would be clearer to have a vote first on the motion of Mr. Watson and then have the motion of Mr. Lee re-stated, but not as a substitute motion, the substitute motion was withdrawn by Mr. Lee.

Governor Holland stated his position as favoring the action indicated by Mr. Lee and Mr. Mayo as he felt leases should be granted on both Contracts, but feels that a much clearer case has been made in reference to performance under Contract No. 248 than under No. 224, and for that reason would prefer keeping action on the two separate. Thinks sufficient showing has been made under No. 224 to justify the Trustees in allowing leases.

Governor Holland related how the area along the West Coast of Florida was divided among three parties; that one of the companies had been granted extensions on account of war conditions; that the holder of contract along the southern part of the State made request for certain changes and modifications in contract, which the Trustees granted; that they have done some work but the war has interfered with them too; that there has been no suggestion that these other contracts be terminated. Feels that while the amount of exploration done by Mr. Arnold is less than if he had not been interfered with by the war, it should be admitted that there has been considerable work done and money spent and material filed. That some think this very valuable while some sources question it. That Mr. Arnold requested leases before announcement of the Sunniland Well was made and had leases been granted in the Fall when application made, the State would have been further along with drilling wells than they are. That personally he recognizes that the showing made by Mr. Arnold under No. 224, though sufficient, is debatable, but feels that he has fully and wholly complied with the terms of Contract No. 248.

Governor Holland stated that the Trustees retained the right to approve or disapprove any assignments of contract and he was going to be very insistent that any

assignment would carry with it the agreement for early drilling.

Vote was called for on motion of Mr. Watson, seconded by Mr. Larson, that the Report of the Oil Committee, together with Supplemental Report, as applicable only to Contract No. 224, with recommendations included in said reports of the Committee, be approved and that application for leases under Contract No. 224 be denied. The vote was recorded as Mr. Watson and Mr. Larson being in favor of the motion and the Governor, Mr. Lee and Mr. Mayo, voting No. The motion was lost.

Mr. Larson stated that he had never been more sincere than in the investigation of the information filed with reference to performance under Contract No. 224 and in view of that investigation he could not agree to sign, as a member of the Board, any leases under Contract No. 224; that he felt there had been considerably more performance under Contract No. 248, but from the evidence and testimony submitted he had failed to find where Arnold Oil Explorations, Inc., had lived up to Contract No. 224 and would therefore have to vote accordingly.

Comptroller Lee moved that the Trustees grant request of Arnold Oil Explorations, Inc., for leases under Contract No. 224. Motion seconded by Mr. Mayo.

In a discussion of the motion, Mr. Larson stated that he was voting against the motion for the reasons already stated and that he would also be opposed to any assignment of the contract unless evidence given that assignees have the ability and will go through with drilling operations. Mr. Watson stated that if some company came in with contract to drill, his position with reference to Arnold's contract may or may not affect his opinion on assignment, but the way he felt now he would likewise be forced to refuse to sign.

Upon call for vote on motion of Mr. Lee, those voting in favor of the motion were Governor Holland, Mr. Lee and Mr. Mayo. Those voting against the motion were Mr. Larson and Mr. Watson. The motion was carried and leases authorized in favor of Arnold Oil Explorations, Inc.

Further discussion was had as to consideration of application for leases under Contract No. 248 and it was agreed that the matter be deferred until the Attorney General could have time to look into the data and infor-

mation presented, with final action to be taken April 4, 1944.

Comptroller Lee stated that he wanted the Oil Committee to know that he appreciated the work they had done on this matter and by voting for allowing the leases he did not intend to disregard the recommendation of the Committee or their efforts, but that he had felt from the start that the leases should be given; that if there is oil in Florida it is in a stage of development and the State is now in a position to go ahead and see if it is here in paying quantity. Also, Mr. Lee stated that if he was not present April 4th he would like to cast his vote now as being in favor of granting leases to Arnold Oil Explorations, Inc., under Contract No. 248.

Upon inquiry from Governor Holland if there was any objection to Mr. Lee casting his vote as stated, there was no objection and it was ordered that it be so indicated.

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The Trustees recessed to meet at 2:30 P. M.

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2:30 P. M.

The meeting re-convened at 2:30 P. M., with all members present.

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Wire was presented from R. Y. Patterson with reference to application from East Shore Drainage District for right of way. Mr. Bayless reported that he had been down and called on Mr. Thurman Knight who was renting the area which would be affected by the right of way; that Mr. Knight had stated he would not be interested in purchasing the land as it would be isolated from the drainage facilities of Richlands, Inc., and too expensive to drain as one parcel. Mr. Knight desired to discuss the matter with Richlands, Inc., before action was taken by the Trustees. Without objection the matter was ordered held till the next meeting of the Board.

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Mr. Bayless presented request from R. R. Saunders, on behalf of Cracker Oil Company, for renewal of Lease No. 168 comprising 1406 acres of land in Dade County for a period of one year and extension of time to start

drilling operations for a period of six months from the date of the new lease. Check in amount of \$1,406.00 was tendered as payment for renewal of the lease.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the Trustees renew Lease No. 168 in favor of Cracker Oil Company for one (1) year upon payment of \$1,406.00 with the specific understanding that the drilling of a well as contemplated under Paragraph 5 of said lease be started within six (6) months from April 1, 1944. Upon vote the motion was adopted and so ordered.

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Executive Session was held on application from Florida Lands & Exploration, Inc., for approval of assignment to Magnolia Petroleum Company of Lease No. 223, following which Governor Holland informed Judge Rivers Buford, Mr. W. E. Sims, Mr. A. E. Freel and Mr. J. L. Toler that the Trustees would be glad to hear any request they desired to make, but action would be deferred until the full membership could be present.

Judge Buford on behalf of Florida Lands & Explorations, Inc., stated to the Trustees that shortly after execution of Contract No. 223 the Trustees granted extensions under the War Clause and the ban has not been lifted as yet; that Magnolia Petroleum Company had agreed to take over the contract and go ahead with the exploration work as soon as the ban of the War Department can be lifted; that they feel sure the ban can be lifted on the area from St. Georges Island to Tyndall Field in Bay County and probably from St. Andrews Bay to Eglin Field; that Magnolia people have agreed, if assignment is approved, to spend \$50,000.00 on geophysical work, making reports each month of progress made, and at the end of exploration period will make application for leases. Explanation was made of the type of equipment necessary to carry on exploration work in the water areas and that required for high land.

Proposed resolution was presented by Judge Buford, outlining certain changes which Magnolia Petroleum Co. desired in the contract. Discussion was had on the proposed changes, Messrs. Wilkinson and Johnson of the Magnolia Petroleum Company furnishing information as to what the Company would expect to do in the way of exploration work and the approximate time required after

the government ban was lifted; that they believed the ban could be released from a portion of the area and when lifted they would get to work on explorations as early as possible, but the time element might handicap them and they would like that extended for a period of six months.

Judge Buford stated that Magnolia Petroleum Company has the reputation of bringing in oil fields and if the ban can be lifted they are in better position to have that done than any one else. Mr. Johnson stated that the Company would be in better position to get the ban lifted as the Federal Government would require them to sign up certain conditions that specific work would be done; that the Company would be as anxious as the Trustees to get the work done as quickly as possible.

Governor Holland remarked that he was very anxious to get the reputable Oil Companies to come into Florida but would like to see some work started as soon as possible; that if further extension should be given in this case, the Company would have twenty-eight months before they would be required to start drilling and he felt that was too long.

Mr. Larson suggested that Judge Buford and Associates revise their request by bringing down the time element and submit it to the Board at the next meeting, which suggestion was agreed to and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
March 28, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.

Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

F. E. Bayless, Land Clerk.

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Mr. Bayless presented offer of \$1,965.50 from H. M. Forman of Fort Lauderdale, Florida, for land in the Davie section, west of Fort Lauderdale, described as:

Lot 3, Tier 9; Lot 4, Tier 21; Lots 14, 15, 16, Section 26, all in Township 50 South, Range 41 East, Newman's Survey of Broward County, containing 78.62 acres.

The offer was based on a price of \$25 an acre, which is the same price awarded in condemnation suits in that area.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize sale to Mr. Forman of the lots described at a price of \$25 an acre, conveyance to be made subject to any outstanding taxes. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offers from Frank E. Hale of St. Augustine, Florida, for land in St. Johns County as follows:

\$1 per acre for Unsurveyed Sections 24, 25, 34 and 36, Township 5 South, Range 29 East, containing 1200 acres;

\$750 for Lot 1 and Unsurveyed part of Section 22, Township 5 South, Range 29 East, containing 408.18 acres;

\$28 for Lot 1, Section 10, Township 5 South, Range 29 East, containing 14 acres,

on the ground that the appraised value of the land was in excess of the offers made. Upon vote the motion was adopted and so ordered.

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Application was presented from T. W. Conely, Jr., on behalf of client, W. L. Walters, offering \$10 an acre for

partial release of Mortgage No. 17199 affecting 62 acres of land lying adjacent to property owned by him in Eagle Bay Drainage District.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize release of Mortgage No. 17199 in favor of W. L. Walters as to the following described land:

All parts of SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ; NE $\frac{1}{4}$  of SW $\frac{1}{4}$ ; SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , lying West of Right of Way of Okeechobee Flood Control Dyke and North of State Road No. 29 in Section 19, Township 38 South, Range 35 East, containing 62 acres in Glades County.

Upon vote the motion was adopted and so ordered.

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Request was submitted from the United States Navy for renewal of Permit dated April 27, 1943, for use of an Unsurveyed Island in the mouth of Nassau Sound in Sections 18 and 19, Township 1 North, Range 29 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize renewal of Permit for a period of one year in favor of the United States Navy covering the Island in Nassau Sound in Nassau County. Upon vote the motion was adopted.

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Offer of \$6,257.49 was presented from Mr. Harry Wells of Tallahassee, Florida, for purchase of the following described land in Bay County:

3,346.42 acres in Townships 3 and 4 South, Range 15 West, and in Township 3 South, Range 16 West.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer from Mr. Wells for land in Bay County, the appraised value being considerably higher than his bid. Upon vote the motion was adopted.

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Application was submitted from Ed. C. Welles of Arcadia, Florida, to purchase the following described land in Palm Beach County:

Section 13, Township 46 South, Range 37 East;  
Sections 17, 18, 19, 20, 21, Township 46 South,  
Range 38 East, containing 3,840 acres.

Offer of \$10 an acre, and

That part of Sections 14, 23, 24, 25, lying East  
of Canal, in Township 46 South, Range 37 East,  
containing 1300 acres.

Offer of \$15 an acre.

Motion was made by Mr. Lee, seconded by Mr. Larson,  
that the Trustees advertise the land for competitive bid-  
ding, based on the offers made by Mr. Welles. Upon  
vote the motion was adopted and the land ordered ad-  
vertised.

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Without objection, action was withheld on applica-  
tion from Board of County Commissioners of Seminole  
County, and F. E. Bayless, Land Clerk, was directed to  
make investigation of the following described land of the  
State, applied for by Seminole County with offer of  
\$200.00:

Unsurveyed part of Section 32, Township 19  
South, Range 32 East, containing 100 acres.

The land was desired as public picnic and camping  
grounds.

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Motion was made by Mr. Larson, seconded by Mr. Lee,  
to decline offer of \$5 an acre from Mrs. D. S. Weeks of  
Moore Haven, Florida, to purchase land in Glades County  
described as:

N $\frac{1}{2}$  of Section 1, containing 327.86 acres, and all  
fractional Lots A, B and C, and SE $\frac{1}{4}$  of Sec-  
tion 2, containing 389.99 acres, all in Township  
39 South, Range 33 East.

Upon vote the motion was adopted.

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Application was presented from Al Bean of Bonifay,  
Florida, offering \$175 for,

NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 18, Township 4 North,  
Range 14 West, Washington County.

Motion was made by Mr. Lee, seconded by Mr. Mayo,

that the Trustees accept offer of \$175 from Mr. Bean for the land described, the price being above the appraised value placed on the parcel. Upon vote the motion was adopted and so ordered.

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Mr. Bayless made verbal report on the matter referred to him in connection with request from East Shore Drainage District for right of way and offer to purchase certain land owned by the State, now under lease to Richlands, Inc. Tentative proposal was made by Mr. Mayo and Mr. Bayless to Mr. Thurman Knight, lessee of the area in question, subject to confirmation by the Trustees, substantially as follows: That Mr. Knight be paid the sum of \$4,000 to compensate him for improvements to the land to be released from lease of Richlands, Inc., and loss of the area applied for by East Shore Drainage District; that he had ascertained from Mr. Knight that he did not care to purchase or lease the area to be excluded from the lease as it would be too expensive to maintain drainage works; that since returning to the office he had received a letter from Mr. Knight in which he stated that Stockholders of Richlands, Inc., had met and discussed the proposal for exclusion of the area and had indicated their willingness to grant right of way for East Shore Drainage canal, and the surrender of the land lying south of said right of way, provided satisfactory arrangements could be made at this time with the Trustees for extension of Pelican Bay lease; that he had come to terms with the Company and stood ready to release the land involved whenever Richlands and the Trustees had reached an agreement, conditioned that the crops now growing on the land be left undisturbed until harvested, also that the plot occupied by his labor quarters be made available to him; that he was instructed by Richlands, Inc., to offer \$12,500.00 annual rental for extension of its lease for another ten year period.

Mr. Bayless recommended that the Trustees accept offer of \$100 an acre from East Shore Drainage District for the 15.2 acres required for the Canal right of way and also \$100 an acre for the 82 acres which U. S. Sugar Corporation applied to purchase, and conditioned upon Richlands, Inc., agreeing to release the two parcels in question, the Trustees agree to pay Mr. Thurman Knight the sum of \$4,000 for improvements on the land to be ex-

cluded from lease of Richlands, Inc., and give him a five-year lease on the two-acre parcel on which his camp quarters are located.

Upon discussion of the report and recommendations, motion was made by Mr. Mayo that the Trustees express a willingness and give authority for acceptance of \$100 an acre for the 15.2 acres of land applied for by East Shore Drainage District and 82 acres applied for by United States Sugar Corporation, conditioned that Mr. Knight and Richlands, Inc., agree to release said land from their contract in consideration for which the Trustees will pay to Mr. Knight \$4,000 plus the crop now on the land, and plus a five-year lease on the two-acre tract occupied by his camp quarters located South of the lands to be excluded. Motion seconded by Mr. Larson and upon vote adopted. It was agreed that the motion empowers the carrying through of the action taken upon compliance of the terms thereof.

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In connection with application for extension of lease to Richlands, Inc., to Pelican Bay lands, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise for thirty (30) days, that bids will be received May 9 for lease on Pelican Bay area for a period of ten (10) years, subject to existing lease to Richlands, Inc., expiring July 1, 1945, such lease to exclude the area applied for by East Shore Drainage District and United States Sugar Corporation. Upon vote the motion was adopted and so ordered.

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Mr. W. Terry Gibson of West Palm Beach, Florida, submitted application to purchase the following described land at a price of \$150 an acre:

Tracts 1, 2, 3, 4, 5; E $\frac{1}{2}$  of SE $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1, Township 44 South, Range 36 East, containing 236.25 acres in Palm Beach County.

Mr. Bayless furnished information that the land was now under lease to J. H. Chamblee of Belle Glade, Florida, at a price of \$10 an acre, and suggested that it might be to the best interest of the Trustees to continue leasing the land, which is very high grade custard apple.

Mr. Mayo recommended that the Trustees retain title to this and other land around the Lake for the purpose of renting to small farmers and bringing in a steady income to the State; that he also suggested making a study of the holdings of the Trustees and take off the market certain areas for leasing to small farmers.

Upon inquiry as to whether Mr. Gibson's client would be interested in leasing the land, Mr. Gibson replied that he could not say definitely but knew he would prefer to buy.

Upon further discussion it was decided to take the matter under consideration with final action to be taken later.

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Request from Attorney General J. Tom Watson was presented to the Trustees by Mr. George Powell, Assistant Attorney General, for action by the Trustees as to whether or not information from Humble Oil & Refining Company as to progress of the Sunniland Well should be made public.

Mr. David B. Ericson informed the Trustees that about 50 barrels of oil per day were being taken from the well and that the Company had abandoned installation of new pumping equipment.

Mr. Bayless read a letter received from Humble Oil Company advising that they would not install the additional equipment and stating that they would like to have the Trustees continue its test of the well.

After discussion as to whether or not it would be detrimental or retard the work to give out information and figures furnished by the Oil Company, motion was made by Mr. Larson, seconded by Mr. Mayo, that subject to approval of Humble Oil & Refining Company that all information received from the output of the Sunniland well be made public as reports are received from the Company.

Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented proposed Resolution and Agreement for combined sales by Trustees of the In-

ternal Improvement Fund and Board of Commissioners of Everglades Drainage District, providing for sale of lands under Chapter 18296; also Guide of Procedure for the joint sale of land in Everglades Drainage District where such land is subject to Chapter 18296. Mr. James Millican, Assistant Attorney General, and Mr. Elliot explained the provisions for joint sales and the changes made in the Rules and Regulations to be followed by the Clerks; that the matter had been taken up with the Attorney General and approved by him; that the entire procedure had been worked out jointly with Everglades Drainage District; that the base bid had been agreed upon as ten times a certain fixed rate throughout the District and where no fixed rate applied the 1932 assessed value would be used as a guide; that the Protest Rule had been changed, at the request of the District, eliminating the provision that any citizens would be allowed to protest provided they agreed to pay more than the highest bid. Also, it had been agreed that the Clerk would deliver both deeds to purchaser at one and the same time.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Resolution, Agreement for Combined Sales and the Guide of Procedure be approved for execution by the Trustees for the purpose of carrying the program outlined into effect.

Whereupon the following Resolution and Agreement were adopted pursuant to motion of Mr. Lee, seconded by Mr. Mayo and duly carried:

## R E S O L U T I O N

WHEREAS, in pursuance of Section 9 of Chapter 18296, Acts of 1937, title to certain lands in the State of Florida vested in said State, and the said State is authorized to sell said lands through the Trustees of the Internal Improvement Fund, and among said lands are certain lands in Everglades Drainage District, and

WHEREAS, certain lands in Everglades Drainage District may be subject to Chapter 20658, Acts of 1941, and by said Chapter the Board of Commissioners of Everglades Drainage District may be authorized to sell said lands, and

WHEREAS, much of the land in said District which became subject to Chapter 18296 is claimed by Commissioners of Everglades Drainage District to be subject to Chapter 20658, and in order to facilitate the sale of land subject to both of said Chapters, the Trustees of the Internal Improvement Fund deem it desirable to hold joint sales of said land with Everglades Drainage District where said land may be subject to both of said Chapters, and have agreed with Board of Commissioners of Everglades Drainage District as to said sales, and that for the purpose aforesaid it is deemed necessary to modify the GUIDE OF PROCEDURE now in effect adopted by the Trustees on April 1, 1941, in the sale of Murphy Act land in so far as land situate in Everglades Drainage District is concerned where it may be subject to both of said Chapters, now therefore

BE IT RESOLVED by the Trustees of the Internal Improvement Fund:

That on and after March 28, 1944, until changed by said Trustees the GUIDE OF PROCEDURE adopted this date, entitled "Guide of Procedure in the Joint Sale of Land in Everglades Drainage District Where Such Land is Subject to Chapter 18296 and is Also Subject to Chapter 20658," shall be the guide of procedure to be followed by the Clerks of the Circuit Courts acting as agents for said Trustees in the several counties in which are located lands in Everglades Drainage District subject to Chapter 18296 and which may also be subject to Chapter 20658.

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#### AGREEMENT FOR COMBINED SALE OF REAL ESTATE

THIS AGREEMENT, for the combined sale of certain real estate in the Everglades Drainage District, made and entered into on the dates hereinafter set forth, by and between Spessard L. Holland, as Governor of the State of Florida, J. Tom Watson, as Attorney General of the State of Florida, J. Edwin Larson, as Treasurer of the

State of Florida, Nathan Mayo, as Commissioner of Agriculture of the State of Florida, and J. M. Lee, as Comptroller of the State of Florida, as and constituting the Trustees of the Internal Improvement Fund of the State of Florida, acting as agents of the State of Florida in connection with the management, control, supervision, conservation, protection, sale and conveyance of the lands acquired by the said State of Florida, pursuant to the general taxing laws of said State and Section 9 of Chapter 18296, Laws of Florida, Acts of 1937 (Section 192.38, as amended by Chapter 21684, Acts of 1943, and 193.64, Florida Statutes, 1941) and Mark R. Tennant, Tom M. Bryan, Earl McDaniel, James E. Beardsley and Paul Hoenshel, and their successors in office, as and constituting the Board of Commissioners of the Everglades Drainage District, a political subdivision of the State of Florida.

WHEREAS, under and by virtue of the provisions of the general taxing laws of the State of Florida and Section 9 of Chapter 18296, Laws of Florida, Acts of 1937 (Sections 192.38, as amended by Chapter 21684, Acts of 1943, and 193.64, Florida Statutes, 1941) the said State of Florida claims title to divers, numerous and sundry lots, pieces and parcels of land within the State of Florida, usually referred to as "Murphy Act lands," including many such lots, pieces or parcels of land lying within the Everglades Drainage District; which lands the Trustees of the Internal Improvement Fund of the State of Florida are authorized and empowered to sell and convey, for and in behalf of the State of Florida, and to receive payment therefor, "to the highest and best bidder for cash at such time and after giving such notice and according to such rules and regulations as have or may be fixed and adopted from time to time by said Trustees of the Internal Improvement Fund";

WHEREAS, under and by virtue of the provisions of the statutes and laws relating to the Everglades Drainage District, and especially Section 15 of Chapter 20658, Laws of Florida, Acts

of 1941, the Board of Commissioners of Everglades Drainage District claim title to divers, numerous and sundry lots, pieces and parcels of land within said Everglades Drainage District; which lands the aforesaid Board of Commissioners of the Everglades Drainage District are authorized and empowered to sell and convey, in the manner set out in Section 67 of Chapter 14717, Laws of Florida, Acts of 1931, as amended by Section 11 of Chapter 20658, Laws of Florida, Acts of 1941;

WHEREAS, many of the above mentioned lots, pieces and parcels of land, within the aforesaid Everglades Drainage District, which vested in the State of Florida as aforesaid, also became vested in the Board of Commissioners of the Everglades Drainage District as aforesaid, so that both the State of Florida and the Board of Commissioners of the Everglades Drainage District claim title to the same lands pursuant to the statutes and laws aforesaid;

WHEREAS, under the procedure heretofore followed by the Trustees of the Internal Improvement Fund and the Board of Commissioners of the Everglades Drainage District separate and independent sales have been conducted by said Board and Trustees requiring separate advertisements, tax searches by the Clerk and the sending out of separate notices, all of which entail extra and additional expenses over what said expenses would have been had a combined sale of the said lands been held by the said Trustees and the said Board, and contributed to the confusion and misunderstanding of the purchasers; and,

WHEREAS, it has been agreed, by and between the said Trustees and the said Board, that combined sales of such lands shall hereafter be held, as hereinafter provided.

NOW, THEREFORE, WITNESSETH, that the Trustees of the Internal Improvement Fund of the State of Florida, aforesaid, and the Board of Commissioners of the Everglades Drainage

District, aforesaid, hereby agree as follows:

1. That neither the said Trustees of the Internal Improvement Fund of the State of Florida, as agents of the State of Florida, nor the Board of Commissioners of the Everglades Drainage District will offer for sale or sell and convey the lands acquired as aforesaid, as to which lands both the State of Florida and the Board of Commissioners of the Everglades Drainage District claim title, except by joint sale of both interests as hereinafter set out, or after written consent of the other contracting party.

2. That the Clerks of the Circuit Court, in each county wherein any portion of the Everglades Drainage District lies, shall be notified, by each of the parties hereto or by a joint notice, to only accept joint applications for the sale of said lands and to give notice of the sale of said lands by the publication of a joint notice offering for sale both the interest of the State of Florida and the interest of the Board of Commissioners of the Everglades Drainage District; forms for such notices to be agreed upon by and between the parties hereto and furnished the said Clerks.

3. That separate GUIDES OF PROCEDURE for the joint sale of land in Everglades Drainage District, where said land is subject to Chapter 18296 and may also be subject to Chapter 20658, shall be adopted by Trustees of the Internal Improvement Fund and by Board of Commissioners of Everglades Drainage District as their respective interests may appear, and said GUIDES OF PROCEDURE shall be so harmonized as to accomplish the joint sale of said land as herein referred to, and when adopted by said Trustees and said Board, copies of said guides shall be furnished the Clerk for his information and guidance.

This agreement executed in duplicate by Trustees of the Internal Improvement Fund and by Board of Commissioners of Everglades Drainage District on this 11th day of April, 1944, as to Trustees of the Internal Improvement Fund and

on this 3rd day of May, 1944, as to Board of Commissioners of Everglades Drainage District.

SPESSARD L. HOLLAND, Governor.	MARK R. TENNANT
J. M. LEE, Comptroller.	TOM M. BRYAN
J. EDWIN LARSON, Treasurer.	PAUL M. HOENSHEL
J. TOM WATSON, Attorney General.	EARL McDANIEL
NATHAN MAYO, Commissioner of Agriculture.	J. E. BEARDSLEY
As and composing the Trustees of the Internal Improvement Fund of the State of Florida.	As and composing the Board of Commissioners of Everglades Drainage District of Florida.

(SEAL)

(SEAL)

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The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration by the Board:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	12-15-43	33
Alachua	1 -12-44	36
Bay	1 -24-44	8
Columbia	1 -5 -44	4
Columbia	1 -26-44	4
Dade	1 -17-44	40
Dade	1 -19-44	31
Hamilton	12-6 -43	1
Hamilton	1 -10-44	13
Hamilton	3 -6 -44	1
Hernando	1 -3 -44	5
Hillsborough	11-22-43	4
Hillsborough	1 -4 -44	78
Hillsborough	1 -17-44	72
Hillsborough	1 -31-44	24
Holmes	2- 21-44	1
Indian River	1 -17-44	9
Jefferson	1 -3 -44	7
Jefferson	2 -7 -44	7

Lake	12-13-43	103
Lee	11-30-43	49
Leon	3 -6 -44	1
Leon	2 -7 -44	1
Levy	1 -3 -44	3
Liberty	1 -24-44	3
Liberty	3 -9 -44	9
Liberty	3 -20-44	3
Osceola	12-20-43	62
Osceola	12-27-43	64
Osceola	1 -10-44	94
Palm Beach	1 -7 -44	67
Pasco	1 -3 -44	23
Polk	1 -28-44	73
Santa Rosa	11- 8-43	4
Santa Rosa	1 -10-44	5
Seminole	12-13-43	28
Sumter	12-13-43	34
St. Lucie	2 -7 -44	6
Suwannee	11-8 -43	1
Suwannee	1 -17-44	33
Volusia	11-1 -43	1
Volusia	12-6 -43	40
Walton	12-6 -43	1

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees February 8, letter dated March 4 from Attorney General J. Tom Watson was presented, recommending the following action on request from the War Department of the United States for action on Notice of Renewal of Leases:

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“All leases heretofore made and hereafter made to the United States Government, or any of its agencies, for land used in this State for military purposes to extend for the duration of the present war, be and the same are hereby continued without notice of renewal from year to year until notice from lessee of intention not to renew said lease; provided, however, that as an administra-

tive matter the secretary of this board is directed to report such renewals as they occur from time to time and have such report thereof show on the minutes of this board."

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the recommendation of the Attorney General as to Notice of renewal of leases in favor of the United States be approved as the action of this board. Upon vote the motion was adopted and so ordered.

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Request was presented from Mr. Jense Beville for action by the Trustees on Sumter County sale December 13, 1943—Report No. 61—at which Mrs. Alleyne Thompson was high bidder for the following parcel formerly owned by Mrs. Beville and husband:

Beginning 146 yards South of NE Corner of Section 1, and run West 132 yards, South 35 yards, East 132 yards and North 35 yards to point of beginning—Section 1, Township 22 South, Range 22 East.

Information was furnished that Mrs. Beville had deposited amount necessary to protest the sale but as her only source of income was Old Age Assistance she would not be in position to compete with Mrs. Thompson at the second sale, her desire to purchase being in the nature of a spite measure.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept bid of Mrs. Jense Beville filed by her as protest to the first sale which was ten per cent higher than bid of Mrs. Thompson, and that deed be issued without further sale. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that action on the following applications be deferred pending investigation by Mr. Bayless of the character and value of the various parcels:

Dade County—Martin F. Whelan, Jr., on behalf of City of Hialeah—Request for conveyance of 3300 Lots under Chapter 21684 upon payment of \$1 per lot;

Hardee County—W. M. Whitehurst, on behalf of

the City of Wauchula—Request for conveyance of 165 Lots for nominal consideration;

Polk County—Request from J. C. Rogers that the Trustees allow his application to purchase 52 parcels of land with a base bid of \$37.50 which was recommended by the Special Case Committee in May, 1943;

Polk County—Request from Board of Public Instruction for conveyance of land for Auburndale and Highland City Schools;

Sarasota County—Request from Board of Public Instruction for conveyance of 33 acres of land for Negro School purposes.

Mr. Bayless was requested to make examination of these various parcels at his first opportunity and report his recommendations to the Trustees.

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Recommendation was presented from Attorney General Watson that the Trustees approve execution of eight (8) Stipulations covering Murphy Act land in Franklin County involved in the case of

U. S. vs. 155,805 acres of land, more or less, in Franklin County, Florida. 94-T-Civil No. 5043.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees approve execution of the eight stipulations in the above suit, thereby agreeing to accept appraisal of the Federal Government of not less than one-fourth of the 1932 assessed value. Upon vote the motion was adopted and the Attorney General authorized to sign stipulations mentioned.

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Request was presented from the Clerk of the Circuit Court of Alachua County, recommending that the Trustees authorize deed in favor of Duke Brothers for a consideration of \$175.00.

Explanation was made that at sale of July 22, 1942—Report No. 29—B. B. Hughes bid \$500 for land formerly owned by Duke Brothers, described as

North 150 feet of South 350 feet of West 120 feet,  
Block 2, B. W. Brown Plat,

but later requested that his bid be returned as he thought

he was bidding on another parcel. Amount of Mr. Hughes' bid was refunded which left as the only bona fide bid, \$175 from applicants.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept bid of \$175 from Paul Duke, S. M. Duke and W. L. Duke for the land above described and authorize execution of deed. Upon vote the motion was adopted.

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Mr. Elliot reported that prior to action of the Trustees January 25, 1944, authorizing sale of 150 lots to Broward County for a consideration of \$150.00, applications had been filed with the Clerk—several by former owners—for certain of the lots, advertisement had and sale held. The County Commissioners now ask that these bids be rejected and all lots conveyed as requested.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept bids from former owners and authorize deeds issued, but that bids from non-owners be rejected and the lots applied for by said non-owners be included in deed to Broward County. Upon vote the motion was adopted and so ordered.

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Letter was submitted from Clerk of the Circuit Court of Lake County with reference to base bid on  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$ , Section 22, Township 23 South, Range 25 East, having an assessed value in 1932 of \$125.00. Information from the Clerk was that full value had been received for this land represented by two deeds already issued covering twenty acres of the forty-acre tract; that the application was for the entire parcel but through error it was not advertised but the bid based on the entire value was paid by applicant and he now requests that the  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$  of the Section be advertised and deeded to him for a consideration of \$1.

Upon recommendation of the Secretary, motion was made by Mr. Lee, seconded by Mr. Larson, that the base bid be one-fourth of the 1932 assessed value applying to the whole tract, of which the  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$  of Section 22, Township 23 South, Range 25 East, is a part—the valuation of the entire tract being \$250, the base bid on the 20 acres would be \$31.25. Upon vote the motion was adopted.

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Request was presented from Lake Wales Day Nursery for disposition of Certificate No. 24160 of 1933 and other certificates issued in 1920 and 1930 covering Lot 8, Block 15, Original Town of Lake Wales. Information was that the Lot was deeded by the City of Lake Wales in 1935 to Lake Wales Day Nursery, the property having been used for several years prior to that time as a nursery for children of working mothers. The matter of taxes was overlooked and the property came to the State under the Murphy Act.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Secretary suggest to V. A. Sims of Lake Wales, Florida, Attorney for the Nursery School, that the Town of Lake Wales make application to the Trustees under the 1943 Acts of the Legislature for conveyance of the lots without advertisement and public sale, the consideration to be nominal. Upon vote the motion was adopted and so ordered.

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The Secretary reported transfer of \$30,000.00 to General Revenue Fund from Receipts under Chapter 18296.

J. Edwin Larson,  
State Treasurer,  
For transfer to General Revenue.....\$30,000.00

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
April 4, 1944.

The Trustees of the Internal Improvement Fund met this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliott, Engineer and Secretary.

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The Trustees having deferred action for one week on request from Arnold Oil Explorations, Inc., for oil leases under the provisions of Contract No. 248 dated February 2, 1942, the matter was called up for consideration. It was recalled that the Attorney General asked that he be allowed to examine the request in order to ascertain if Arnold Oil Explorations, Inc., had complied with the conditions of Contract No. 248 and final action was deferred until this date. Upon inquiry it was found that Mr. Watson was not in the City and had not informed any of the members present as to his position on the application for leases under said contract.

Comptroller Lee stated that the matter had been hanging fire for approximately six months, with action postponed from time to time, and he felt that it was important to the Trustees and Arnold Oil Explorations, Inc. that something be done and that time begin to run against parties taking leases with a view of getting wells drilled as early as possible.

Comptroller Lee moved that the Trustees grant request from Arnold Oil Explorations, Inc., and execute oil leases as required under Contract No. 248 dated February 2, 1942.

Mr. Mayo stated that he was seconding the motion made by Mr. Lee with the explanation that he felt each member of the Trustees should have opportunity to vote and that matters of this kind should be decided by the full membership, but since this matter was held over from last week he felt any further deferment would be handicapping Arnold Oil Explorations, Inc. in its operation; that the oil men were all ready to start work in Florida, and the more wells drilled the more chance there would be for finding oil; that he felt this contract was in the same category as No. 224 and that Mr. Arnold had made an excellent showing and given the Board more information than other parties having contracts.

Governor Holland stated that he was in favor of granting leases under Contract No. 248 and believed Mr. Larson would be in favor of such action as he had made a motion at the meeting March 27 which he later withdrew, to approve leases in favor of Arnold Oil Explorations, Inc. under Contract No. 248, subject to approval by the Attorney General; that he felt the Attorney General had left some memorandum in his office as to his position on the question as he had intended having it ready by this date;

that he still felt there was question as to whether or not Mr. Arnold had completed the work required under Contract No. 224. That question was debatable but the matter had been acted upon, properly as he thought; that he felt Mr. Arnold was entitled to benefit by the difficulties brought about by the War; that with reference to Contract No. 248 he thought there was no question as to Mr. Arnold having performed as required.

Motion of Mr. Lee, seconded by Mr. Mayo, as heretofore stated, was put and upon vote duly adopted. It was ordered that leases as required under Contract No. 248 be issued.

Governor Holland informed Attorneys for Arnold Oil Explorations, Inc. that as stated by him before, the Trustees would not agree to any assignment of leases under Contract No. 224 or No. 248 unless definite commitments were made for early drilling on the areas. This position was concurred in by Mr. Lee and Mr. Mayo.

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Mr. Thomas H. Horobin of Coral Gables, Florida, and Mr. Hollis Rinehart of Miami, Florida, came before the Trustees with reference to transaction submitted June 29, 1943, and at subsequent meetings, by Charles O. Moon, representing Henry L. Doherty Company, and by Mr. Horobin for himself. The transaction involved certain land in Dade County and information furnished was that Mr. Rinehart was now representing the Doherty Interests and he and Mr. Horobin had reached an understanding as to access to property of Mr. Horobin.

Mr. Rinehart stated that in addition to the area for which the Doherty people had heretofore agreed to pay \$1,250 and convey to the State certain land in Section 2, Township 53 South, Range 42 East, they now desired to acquire title to an additional area in Section 2; that according to information of a telephone conversation with the Land Office he was not sure as to the consideration which the Trustees would accept for the additional parcel. Mr. Rinehart asked that since the deed to the parcel, for which \$1250 had been paid, had not yet been delivered that one deed be executed conveying both parcels aggregating 79 acres, upon agreement as to price; also that recent survey of the areas had been made by M. B. Garriss and a correct description of the land could now be furnished.

Mr. Bayless, Land Clerk, being absent from the Capitol,

the Trustees were of the opinion that no definite action should be taken at this time, but that the matter be referred to Mr. Elliot and Mr. Bayless and report made back to the Trustees as early as possible.

Upon discussion of the access strip to Mr. Horobin's property, Governor Holland asked if the following would be satisfactory to both parties: "That upon agreement being reached between the Doherty Company and the Trustees as to consideration for the additional land, that deed be sent down to National Title Company of Miami, Florida, to be held in escrow with instructions to not deliver such deed to Doherty Company except upon joint approval of Mr. Horobin and the Doherty's Attorney." Mr. Rinehart and Mr. Horobin stated that such procedure would be acceptable to them and it was so agreed.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296 and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Broward	12-20-43	74
Charlotte	2 -17-44	2
Flagler	2 -7 -44	6
Gulf	2 -7 -44	4
Gulf	3- 20-44	3
Levy	2 -7 -44	3
Manatee	1 -3 -44	64
Marion	1 -3 -44	40
Martin	2 -7 -44	3
Putnam	12-4 -43	33
Putnam	1 -3 -44	17
Santa Rosa	8 -9 -43	6
Santa Rosa	1 -31-44	8
Suwannee	2 -7 -44	69
Suwannee	3 -6 -44	7

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented for approval of two correction deeds—Orange and Sumter Counties, for the purpose of correcting names of grantees.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees authorize execution and delivery of the following correction deeds:

Orange County Deed No. 1047-Cor.—Name of grantee corrected to read “American Realty Company of Apopka, Inc.”

Sumter County Deed No. 483-Cor.—Name of grantee corrected to read, “Jasper Washington Bronson.”

Upon vote the motion was adopted and deeds authorized.

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Application was presented from the United States Government for right of way easement across Murphy Act land in Charlotte County in connection with Water Pipe Line and Outfall Canal to serve Punta Gorda Army Airfield. Land through which easement was requested is situated in Township 41 South, Range 23 East, covered by Certificate No. 1321 of 1933.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize right of way easement in favor of the United States across land in Charlotte County as applied for, for use in connection with Water Pipe Line and Outfall Canal to serve Punta Gorda Army Airfield. Upon vote the motion was adopted.

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Request was submitted from Gulf Power Company of Pensacola, Florida, for reconsideration of action taken February 8th on application for 100 foot right of way through Murphy Act land in Okaloosa County. Statement was made that the width of right of way was required by the Federal Government and the proposed line would serve as tie-in line to Panama City Shipyard.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees rescind action taken February 8th, and authorize right of way 100 feet wide in favor of Gulf Power Company across the following described land in Okaloosa County;

• E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 14, Township 3 North,  
Range 22 West—Certificate No. 1607 of 1933,

payment to be at the rate of \$1 per rod. Upon vote the motion was adopted and so ordered.

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Consideration was given to application from American Telephone and Telegraph Company for easement across land in Nassau County for the purpose of laying buried cable line. For one easement an offer of 50c per rod was made and for the other \$10.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees grant request from American Telephone and Telegraph Company and authorize easements for buried cable line across Murphy Act land in Nassau County, designated as follows:

#### SUBJECTS UNDER CHAPTER 18296

Through Lots 2 and 3, Block 25, Towns of Hilliard, Florida; Through Section 22, Township 3 North, Range 24 East; Through Sections 19 and 30, Township 2 North, Range 25 East; Through part Government Lot 5, Section 32, Township 2

North, Range 25 East. Offer of \$131.00;  
Business Lot 6, Town of Hilliard, Florida, Offer of \$10.00.

Upon vote the motion was adopted and easements authorized.

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Request was presented from Jas. B. Gibson, Jr., that the Clerk of the Circuit Court of Hillsborough County be allowed to accept his application for advertisement and sale of land formerly owned by him described as,

30 acres of Government Lot 9, Section 16, Township 30 North, Range 20 East, Hillsborough County.

The Secretary reported that the parcel applied for by Mr. Gibson had been withdrawn from sale at the request of the County Commissioners of Hillsborough County for Park areas, but no agreement had been reached as yet for conveyance to the County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize Mr. Pent to accept application from Mr. Gibson of the parcel formerly owned by him and

advertise the land for sale; also notify the County Commissioners of action taken. Upon vote the motion was adopted and so ordered.

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At the request of D. M. Johnson, the Trustees reconsidered Sumter County case involving sale of January 10, 1944, to Agnes Goethe, protested by George W. Godwin. At the meeting February 29th the Trustees considered information presented and authorized deed in favor of Mr. Godwin. Additional information was presented by Mr. Johnson.

In view of conflicting statements, motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees rescind action taken February 29th and direct the Clerk to readvertise the land for sale with the base bid equal to ten per cent above the high bid at January 10th sale. Upon vote the motion was adopted and so ordered.

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Request was presented from Clerk of the Circuit Court of Martin County that the Trustees accept bids from Frank Barat totaling \$69.00 for sixty-one acres of land in Section 26, Township 38 South, Range 40 East, Martin County; said bid being equal to ten per cent of the 1932 assessed value. Information furnished was that the land was located in Palm City Drainage District and was burdened with heavy taxes of that district.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees accept bid of \$69 from Frank Barat for the following described lots shown on Report 67, sale of January 24, 1944:

Tracts 19, 20, 25, 26, 39, 40 and 57, Palm City Farms, Section 26, Township 38 South, Range 40 East, containing 61 acres.

Upon vote the motion was adopted and deed authorized executed.

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Request was submitted from J. T. F. Kennedy for allowance of protest to Martin County sale of January 24, 1944, Report No. 67, at which sale H. C. Stuart, claiming to be former owner, offered the high bid of \$51 for Lot 6, Block 1, Highlands Subdivision, Section 4, Township 38 South, Range 41 East. Mr. Kennedy makes statement that Mr. Stuart was not the former owner and he agrees to bid \$400 for the Lot if the Trustees will allow protest.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees allow protest—the 21-day period having lapsed—to sale of Lot 6, Block 1, Highlands S/D, provided Mr. Kennedy will immediately deposit with the Clerk of the Circuit Court of Martin County a bid of \$400 plus costs and apply for new advertisement and sale of the parcel. Upon vote the motion was adopted and so ordered.

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Letter was presented from Sam Simonhoff of Miami, Florida, that he, as attorney for party holding mortgages on the land amounting to \$60,000.00, be allowed to make application to the Clerk of the Circuit Court of Dade County for advertisement and sale of Sections 7 and 12 of Township 59 South, Range 39 East, the said sections having been withdrawn from sale as being within the proposed Everglades National Park area. Governor Holland stated that the parcels described by Mr. Simonhoff were not within the present proposed boundaries of the Park.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize the Clerk of Dade County to accept application for purchase of Sections 7 and 12 of Township 59 South, Range 39 East, and that they be placed back on the list of lands open for sale. Upon vote the motion was adopted and so ordered.

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Application was presented from the United States Government for lease covering Murphy Act land in Lake County, to be used for Military purposes.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize lease to the United States, under the standard form, covering Murphy Act land described as:

Lot No. 200 of Subdivision known as "PAISLEY" Plat Book 7, Page 73, Public Records of Lake County, containing 0.092 of an acre.

Upon vote the motion was adopted and so ordered.

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The Secretary reported that the Comptroller had transmitted for consideration of the Trustees applications from Clerks of the Circuit Courts of various counties, requesting cancellation of tax sale certificates, all of which had been certified to the State under Chapter 18296, Acts of 1937.

Upon examination of the list of certificates motion was made by Mr. Mayo, seconded by Mr. Lee and duly adopted, that based on statements made by the Clerks, the Trustees disclaim interest in the following certificates, the opinion being that they evidence no title in the State under Chapter 18296:

#### BREVARD COUNTY

	Cert. No.	376—1919
	Cert. No.	687—1921
	Cert. No.	1771—1926
	Cert. No.	3883—1927
	Cert. No.	5937—1927
	Cert. No.	305—1928
	Cert. No.	3350—1928
	Cert. No.	3993—1928
Bal.	Cert. No.	1879—1929
	Cert. No.	1028—1930
	Cert. No.	3788—1930
	Cert. No.	3789—1930
	Cert. No.	1070—1932
	Cert. No.	1935—1932
	Cert. No.	1394—1933
	Cert. No.	6637—1927

#### DUVAL COUNTY

	Cert. No.	6642—1928
	Cert. No.	8839—1930
	Cert. No.	9746—1931
	Cert. No.	27906—1933

#### GULF COUNTY

	Cert. No.	76—1927
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#### HARDEE COUNTY

	Cert. No.	260—1932
	Cert. No.	613—1933

#### INDIAN RIVER COUNTY

	Cert. No.	562—1927
	Cert. No.	2879—1933

#### MARTIN COUNTY

	Cert. No.	602—1928
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## OKALOOSA COUNTY

Cert. No. 629—1929  
 Cert. No. 1473—1933

## ORANGE COUNTY

Cert. No. 2933—1893

## OSCEOLA COUNTY

Cert. No. 69—1916  
 Cert. No. 333—1932  
 Cert. No. 271—1934

## SUMTER COUNTY

Pt. Cert. No. 135—1924  
 Pt. Cert. No. 2117—1933

## SUWANNEE COUNTY

Cert. No. 184—1930

## TAYLOR COUNTY

Cert. No. 686—1930  
 Cert. No. 1507—1931  
 Cert. No. 44—1908

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Without objection action was deferred on recommendation for modification of the "BASE BID" and "PRO-TEST" rules.

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Expense accounts from the Attorney General's Office were presented for approval.

Motion was made by Mr. Mayo, seconded by Mr. Lee and duly adopted, that the following expense accounts be approved and that the Comptroller be authorized to draw warrants in payment therefor:

Fred M. Burns, Asst. Atty. Gen.....	\$ 74.80
James H. Millican, Jr., Ass't. Atty. Gen....	40.50

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TOTAL .....	\$ 115.30
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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
April 11, 1944.

The Trustees of the Internal Improvement Fund met this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliott, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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The Trustees having agreed to advertise for competitive bidding land in Palm Beach County, applied for by A. R. Richardson of Tallahassee, Florida, on behalf of clients, the following Notice was published in the Lake Worth Leader in the issues of March 7, 14, 21, 28 and April 4, 1944:

# N O T I C E

Tallahassee, Florida, March 2, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, Tuesday, April 11th, 1944, at 12:00 o'clock NOON, for the following parcels of land in PALM BEACH COUNTY, Florida:

Hiatus Lot No. 1, between Townships 43 and 44 South, Range 37 East, containing 159.24 acres;  
Hiatus Lot No. 1, Township 45 South, between Ranges 36 and 37 East, containing 106 acres.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement Fund.

Spessard L. Holland, Governor

ATTEST: F. C. Elliot, Secretary

Upon call for bids, A. R. Richardson submitted bids on behalf of clients as follows:

For Hiatus Lot 1, between Townships 43/44 South, Range 37 East—159.24 acres—Offer of \$20 an acre, from A. R. Richardson;  
For Hiatus Lot 1, Township 45 South, between Ranges 36/37 East—106 acres—Offer of \$15 an acre, from R. E. Kurtz.

No other bids were received, whereupon motion was made by Mr. Larson, seconded by Mr. Mayo, that offers from clients of A. R. Richardson for the two Hiatus lots as listed be accepted and sales consummated. Upon vote the motion was adopted.

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Pursuant to action heretofore taken by the Trustees, authorizing advertisement of Hendry County land for competitive bidding, based on applications from Vose Babcock, the following Notice was published in the Clewiston News, Clewiston, Florida, in the issues of March 10-17-24-31 and April 7, 1944:

#### N O T I C E

Tallahassee, Florida, March 2, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida and the STATE BOARD OF EDUCATION of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, April 11th, 1944, for lands in HENDRY COUNTY, Florida, described as follows.

S $\frac{1}{2}$  of Section 16, Township 45 South, Range 32 East, containing 320 acres;  
E $\frac{1}{2}$  of Section 15, Township 46 South, Range 32 East, containing 320 acres, (subject to Grazing Lease which expires December 16, 1946);  
E $\frac{1}{2}$  of Section 16, Township 47 South, Range 34 East, containing 320 acres;  
E $\frac{1}{2}$  of Section 27, Township 47 South, Range 34 East, containing 320 acres.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees and the Board of Education reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund and the State Board of Education of the State of Florida.

Spessard L. Holland, Governor

ATTEST: F. C. Elliot, Secretary, Trustees

Colin English, Secretary, State Board of Education.

The land was offered for sale and the following bids were presented from Vose Babcock:

For E $\frac{1}{2}$  of Section 15, Township 46 South, Range 32 East—320 acres—\$3 an acre;

E $\frac{1}{2}$  of Section 27, Township 47 South, Range 34 East—320 acres—\$2.50 an acre.

No other bids having been presented or received, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offers submitted by Mr. Babcock for the land in Sections 15 and 27 above described, sale in Section 15 being subject to Grazing lease which expires December 16, 1946. Upon vote the motion was adopted and sale confirmed to Mr. Babcock.

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Pursuant to application from Charlie Toppino, the Trustees agreed to advertise for objections and sale a parcel of land in Monroe County and the following Notice was published in the Key West Citizen on March 10th, 17th, 24th, 31st and April 7th, 1944:

## N O T I C E

Tallahassee, Florida, March 6, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida will offer for sale, for objections only, at Tallahassee, Florida, Tuesday, April 11th, at 12:00 o'clock NOON, the following described lands in MONROE COUNTY, Florida:

“On the Island of Key West, Monroe County, State of Florida, being known as part of Square

11, more particularly described as follows:

Beginning at the intersection of William and Caroline Streets and running thence along the southwesterly side of William Street in a northwesterly direction a distance of 248 feet to a Point of Beginning:

thence, continuing along the said southwesterly side of William Street and the said southwesterly side produced, in the said northwesterly direction a distance of 156 feet to a point being the intersection of the said southwesterly side of William Street produced with the southeasterly side of Greene Street produced;

thence, running along the southeasterly side of Greene Street and the said southeasterly side produced in a southwesterly direction a distance of 347 feet, 9 inches, to a point, said point being on the waters of the bay at Key West, otherwise, known as Key West Bight, in the northwesterly line of said Square 11 and 54 feet, 3 inches, from the corner of the said Greene and Elizabeth Streets;

thence, along the said waters of the bay at Key West in an easterly direction to the said Point of Beginning, this being also on the said waters of the bay at Key West, and containing 1.3 acres, more or less." Correct description to be furnished with deed.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor

ATTEST: F. C. Elliot, Secretary

No objections having been filed or presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$150 from Charlie Toppino for the 1.3 acres described in the foregoing notice. Upon vote the motion was adopted and so ordered.

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W. G. Blanchard, on behalf of M. L. Benedum of Pittsburgh, Pa., applied for petroleum, gas and mineral lease

on certain Murphy Act and fee simple land and mineral and petroleum interests owned by the State on land previously sold in Dade County. Information was furnished as to the various large fields brought in by Mr. Benedum and through his efforts, the people he has been associated with and his reputation for bringing in oil fields.

Mr. LeRoy Collins, also representing Mr. Benedum, presented a form of resolution which they would like to have the Trustees adopt, giving a description of the land; providing for rental of fifteen (15) cents an acre for the land; geological and geophysical work which he would agree to do; reports to be filed with the Trustees at certain times, and agreeing to commence drilling of a deep test well within a certain period—11 months from April 11, 1944.

Upon discussion of the subject, and agreement as to the areas to be involved, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to adopt a resolution to be prepared by Mr. Elliot, Mr. Bayless and Mr. Powell, Assistant Attorney General, along the lines of the suggested form discussed, covering land in Dade County designated as:

CLASS A: All lands now owned, acquired by the State under the Murphy Act;

CLASS B: W $\frac{1}{2}$  of Section 5 and all of Section 6, Township 59 South, Range 38 East, (owned in fee);

CLASS C: All interests owned by the State by virtue of mineral and petroleum reservations made in previous sales, located in  
Township 59 South, Range 38 East;  
Township 59 South, Range 35 East;  
Township 58 South, Range 36 East;  
Township 57 South, Ranges 37, 38, 39, 40 East;

actual drilling of a test well to commence within eleven (11) months from April 11, 1944. Upon vote the motion was adopted and so ordered.

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Judge Rivers Buford, representing Florida Land and Exploration, Inc., and Magnolia Petroleum Company, presented revised resolution requesting approval of assign-

ment of Contract No. 223 to Magnolia Petroleum Company, in line with action taken March 27th.

The resolution as presented provided for assignment of Contract No. 223 to Magnolia Petroleum Company, conditioned that the Company will comply with the terms thereof; that it will endeavor to have the restrictions and bans removed and if removed will complete necessary exploration work within ten months from removal of ban; that upon completion of explorations, if drilling blocks are selected and leases requested, drilling operations will be commenced within six months from that time; provision for reassignment of contract to Florida Land and Exploration, Inc., by Magnolia Petroleum Company; providing for excluding from exploration requirements any areas where the Company may be prevented from doing work; allowing sixty (60) days from lifting of the ban from any area for the Company to start geophysical work and make reports to the Trustees.

Upon discussion of the provisions outlined Mr. Larson called attention to the paragraph having reference to reassignment of contract to Florida Land and Exploration, Inc., and a modification of that paragraph was suggested and agreed upon by the members present.

Motion was then made by Mr. Mayo,, seconded by Mr. Larson, that in accordance with the modification suggested, the resolution be drafted by the Attorney General and submitted to the members for approval. Upon vote the motion was adopted and so ordered.

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Judge Rivers Buford called attention to application from Mr. Stubbs and himself for lease on Lake Harney and other lakes, and stated that if the Trustees desired to lease these areas upon competitive bidding he was ready to make a bid.

Only three members being present, no action was taken.

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Application was presented from Hubert Rutland of St. Petersburg, Florida, offering \$3.50 per acre for the following described land:

1130.50 acres in Sections 26, 27, 28, 29, 30, 33 and 36, Township 34 South, Range 20 East, Manatee County.

Also agrees to assume all outstanding Manatee Valley Drainage District taxes against the land, approximating \$10 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the land for competitive bidding, based on the offer of \$3.50 an acre, plus all outstanding Manatee Valley Drainage taxes, and prior to sale that Mr. Bayless make investigation of the land. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that he and Mr. Elliot had gone into the matter referred to them at the meeting last week with reference to request from Thomas H. Horobin and Hollis Rinehart and recommend as follows:

“That the Trustees issue a deed to General Properties, Inc., covering 79 acres in Government Lot 2, Section 2, Township 53 South, Range 42 East, for a price of \$5,000.00 conditioned that General Properties, Inc., convey to the Trustee 19.75 acres of sovereignty land lying immediately North of said Lot 2.”

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the recommendation from Mr. Elliott and Mr. Bayless be adopted as the action of the board. Upon vote the motion was carried and so ordered.

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Application was presented from S. H. Bowman, on behalf of C. E. Bradshaw, offering \$50.00 to purchase approximately seven (7) acres of unsurveyed land adjacent to Lot 2, Section 7, Township 23 South, Range 26 East—Lake County.

Mr. Bayless reported that the land applied for was located on the shore of Lake Louisa, was covered with a growth of palmetto, scrub oak and scrub cypress, and recommended a price of \$20 an acre which was in line with value of adjacent property.

Motion was made by Mr. Mayo that the Trustees decline offer of \$50 from Mr. Bradshaw and make a counter proposal to accept a price of \$20 an acre for the land. Motion seconded by Mr. Larson was upon vote adopted.

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Letter was presented from F. M. Ricks, representing Pure Oil Company, stating that they have secured oil, gas and mineral lease from land owners in Gulf County, and find that on the following parcels the Trustees of the Internal Improvement Fund own three-fourths of the minerals and one-half of the petroleum rights:

NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 3, Township 7 South, Range 9 West; S $\frac{1}{2}$  of Lot 6, Section 1, Township 6 South, Range 9 West; S $\frac{1}{2}$  of Lot 2, Section 3, Township 6 South, Range 9 West;

that they desire to secure lease from the State covering the one-half petroleum rights for which they offer twenty-five (25) cents an acre annually.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to accept offer of 25 cents an acre annually from Pure Oil Company and authorize lease of the one-half petroleum rights owned by the State in the above described parcels. Upon vote the motion was adopted and so ordered.

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Application was presented from Frank Shirie, DeLeon Springs, Florida, for permission to remove saw grass from State land in the St. Johns River Marsh in Township 16 South, Range 29 East, Volusia County, offer of \$1 per ton being made for the grass.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$1 per ton for saw grass to be taken from the land above described and direct that permit be issued to Mr. Shirie. Upon vote the motion was adopted.

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Offer of \$200 an acre was presented from Warren W. Steele for two acres of submerged land adjacent to his upland property in Section 34, Township 31 South, Range 16 East, Pinellas County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$200 an acre for the land applied for by Mr. Steele, sale to be subject to advertisement for objections as required by law. Upon vote the motion was adopted and the land ordered advertised.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise for competitive bids the follow-

ing described land applied for by Joe A. Hilliard with an offer of \$3 an acre:

SE $\frac{1}{4}$  and E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of Section 19; N $\frac{1}{2}$  of Section 29, All in Township 46 South, Range 32 East, containing 880 acres in Hendry County.

Upon vote the motion was adopted and the land ordered advertised.

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Application was presented from Mrs. Lona Roberts, for five-year lease on ten (10) acres of State land adjacent to her property adjoining Lake Munson in Section 26, Township 1 South, Range 1 West, Leon County. Offer of twenty-five cents (25) per acre was made for the lease, the land to be used as a hog pasture.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize lease of the ten acres on Lake Munson, applied for by Mrs. Roberts with offer of twenty-five (25) cents an acre annually, lease to be for a term of five years. Upon vote the motion was adopted and so ordered.

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Offer of \$250 was presented from L. S. Roberts of Homestead, Florida, for four year lease on sovereignty land in Monroe County, described as:

Approximately one-fourth acre in Section 9, Township 60 South, Range 39 East.

Mr. Bayless informed the Board that the land was located adjacent to the over-seas highway, between the mainland and Key West, and was desired as a commercial fishing camp site.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that action be deferred on the application pending investigation and report by Mr. Bayless.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to reduce stumpage price covering cypress timber embraced in Lease No. 321 in favor of S. J. Stubbs Lumber Company, Mr. Stubbs having requested reduction from \$20 to \$10 per thousand. Upon vote the motion was adopted and so ordered.

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Without objection action was deferred on proposal from Mr. Harry Wells of Tallahassee, Florida, relative to State land in Townships 3 and 4 South, Ranges 15 and 16 West.

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Application was presented from Mr. A. R. Richardson, on behalf of client, offering twenty-five (25) cents per acre per annum for five-year commercial oil lease involving approximately 8000 acres on Lake Jackson and Lake Iamonia in Leon County, lease to provide the usual one-eighth royalty in case oil should be found. Question was raised as to whether or not upland owners around the Lakes had any objection to lease, to which Mr. Richardson replied that they were getting the consent of most of the owners but did not have all signed up as yet.

Motion was made by Mr. Larson that the application of A. R. Richardson for oil lease on Lakes Jackson and Iamonia be granted conditioned that where any upland owner objects to the lease that the area in front of such property be not included in said lease. Motion seconded by Mr. Mayo and upon vote adopted.

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Mr. Mayo brought up the matter of the Trustees purchasing a car for use by Mr. Bayless in field investigations for the State and discussion was had as to where a car might be obtained.

It was the sense of the Trustees that Mr. Bayless be authorized to make investigation and see where and what kind of car might be available for purchase by the Trustees. It was so ordered.

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Letter dated April 10, 1944, was presented from Mr. George M. Powell, Assistant Attorney General, Mr. F. Elgin Bayless, Chief Land Clerk, and Mr. David B. Ericson, Assistant State Geologist, reporting on meeting of Interstate Oil Compact Commission held at New Orleans, Louisiana, April 3rd and 4th, 1944, and copy of the report was furnished each member of the Trustees.

The report was ordered filed for record.

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Motion was offered by Mr. Larson, seconded by Mr. Mayo and duly carried, that the following Resolution be adopted and that the Secretary be directed to transmit to Everglades Drainage District certified copy of such resolution, accompanied by lists of the State lands located within Everglades Drainage District:

RESOLUTION RE CERTIFYING LISTS OF STATE  
LAND TO EVERGLADES DRAINAGE  
DISTRICT FOR ASSESSMENT

R E S O L U T I O N

WHEREAS, pursuant to Chapter 20658, Laws of Florida, Acts of 1941, the Trustees of the Internal Improvement Fund of the State of Florida are required to ascertain and certify the assessed value of lands of the Internal Improvement Fund within Everglades Drainage District, and the said Trustees having ascertained the assessed valuation of such lands, now therefore,

BE IT RESOLVED That the assessed value of lands of the Trustees of the Internal Improvement Fund as ascertained by said Trustees for the year 1944, be and the same is hereby certified to the Board of Commissioners of Everglades Drainage District as set forth on the attached lists, as appearing in the column headed "DESCRIPTION" and the column headed "VALUE," which said lists are identified by the signature of the Governor and attested by the Secretary under the seal of the said Trustees.

SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	2- 2-44	1
Baker	3-20-44	1
Baker	3-29-44	1
Bay	2- 7-44	7
Bradford	12- 4-43	6
Duval	1-20-44	84
Franklin	1- 3-44	8

Gadsden	2- 8-44	6
Gadsden	3- 7-44	7
Gulf	3- 6-44	1
Indian River	2-14-44	15
Lake	1-10-44	36
Manatee	2- 7-44	11
Martin	1-24-44	21
Martin	2- 7-44	3
Martin	2-14-44	26
Nassau	1-10-44	30
Putnam	1-29-44	124
Santa Rosa	12- 6-43	3
Sarasota	2-14-44	24
Sumter	1-10-44	6

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented for two Putnam County correction deeds, the original deeds having incorrectly described the land to be conveyed .

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the following correction deeds be issued for the purpose of correctly describing the parcels conveyed :

Putnam County Deed No. 1070-Cor.—To Lillie  
V. Wilson  
Putnam County Deed No. 1092-Cor.—To H. L.  
Lawson.

Upon vote the motion was adopted and deeds ordered executed .

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Application was presented from the State Road Department for highway right of way across Murphy Act land in St. Johns County, required in connection with State Road No. 14.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize right of way easement in favor of the State Road Department through the following described parcels :

Lots 5, 6, 7, 8, 9 and 15 to 22 of Block 16,  
Rothschild Subdivision ;

Cert. 1299 of 1932

Certs. 3144 and 3145 of 1933;

the right of way to be used in connection with State Road No. 14, Project 601—SRD. No. 11. Upon vote the motion was adopted and so ordered.

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Application was presented from the City of Port Tampa to purchase certain Murphy Act land in Hillsborough County under provisions of Chapter 21684, Acts of 1943, offer of one-fourth of the 1932 assessed value being made for the parcel.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$5 from the City of Port Tampa for the following described land, conveyance to be made under Chapter 21684:

East 25 feet of West 75 feet of Lots 1 and 2,  
Block 137, Port Tampa City Subdivision,  
Cert. No. 6355 of 1928  
Cert. No. 24012 of 1933.

Upon vote the motion was adopted and deed ordered executed.

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Request was submitted from Coward Mangels, Sr., for allowance of protest after the 21day time limit, to Duval County sale dated January 20, 1944—Report No. 48. Statement was made that Mr. Mangels formerly owned the land and on day of sale was out of town and had no notice that the parcel was being offered for bids.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the Clerk to accept deposit of protest amount from Mr. Mangels, if tendered immediately, and again advertise for sale the parcel described as:

North 30 feet and West 75 feet of South 60 feet  
of North 90 feet of Lot 226, Block 34, Oakland—  
City of Jacksonville, Florida.

Upon vote the motion was adopted.

Application was presented from Mrs. Lula G. Sharpe, on behalf of her sister Ruby Wallace, for allowance of second protest to sale of March 13, 1944—Report No. 55 Lake County, statement being made that Mrs. Wallace, former owner, lives in Philadelphia, Pennsylvania, and ap-

parently was not familiar with the Murphy Act procedure for sale of land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the Clerk of Lake County to accept deposit of amount necessary to protest the sale of Lot 35, Block D, Eustis, formerly owned by Mrs. Ruby Wallace, and advertise the land for sale. Upon vote the motion was adopted and so ordered.

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Request was presented from South Hastings Drainage District—Putnam County—that the Trustees approve sale to said District of four parcels which were overlooked in former application, said application having been passed on by Special Case Committee with a base bid of 27½ cents an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve sale in favor of South Hastings Drainage District of the four parcels of land in Section 24, Township 10 South, Range 27 East, containing 120.06 acres, listed on Report No. 50, on the basis of 27½ cents per acre. Upon vote the motion was adopted and so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot.  
Secretary.

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Tallahassee, Florida,  
April 18, 1944

The Trustees of the Internal Improvement Fund met this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

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Minutes of the Trustees dated January 25, 27, February 5, 8, 15, 18, 21 and 29, 1944, were presented, and upon motion of Mr. Larson, seconded by Mr. Mayo, the said minutes were approved as presented. Upon vote the motion was adopted.

Based on application presented March 7, 1944, from E. S. Boyd of Sarasota, Florida, with offer of \$100.00 for 0.73 of an acre of sovereignty land in Sarasota County, the Trustees directed that the parcel be advertised for objections, and the following Notice was published in the Sarasota Herald on March 17, 24, 31, April 7 and 14, 1944:

## N O T I C E

Tallahassee, Florida, March 14, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida will offer for sale, for objections only, at Tallahassee, Florida, Tuesday, April 18th, at 12:00 o'clock NOON, the following described lands in Sarasota County, Florida:

“From intersection of westerly meander line of U. S. Government Lot 4 of Section 1, Township 37 South, Range 17 East, and center line of Lake Street (now closed), revised plat of Siesta as recorded in Public Records of Manatee County, Florida, Plat Book 1, Page 243, produced West as Point of Beginning:

thence, South  $10^{\circ}$  West along said Government Meander 225.4 feet to its intersection with the North line of Bee Street produced West;  
thence, North  $89^{\circ} 47'$  West, 157.2 feet in projection of the North line of said Bee Street produced West to the present ordinary high water mark of the Gulf of Mexico;

thence, North  $17^{\circ} 7'$  East, 232.3 feet following substantially the present ordinary high water mark of Gulf of Mexico to the center line produced West of Lake Street (now closed);  
thence, South  $89^{\circ} 47'$  East, 128 feet along the center line produced of said Lake Street (now closed) to the point of beginning first above described.

Containing 0.73 acres, more or less.

THIS NOTICE is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary

No objections being filed or presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale in favor of E. S. Boyd at a price of \$100. Upon vote the motion was adopted and so ordered.

Mr. Bayless reported that on December 14, 1943, the Trustees ordered advertised for objections only, certain sovereignty land in St. Johns County requested by the Department of the Interior for the National Park Service and it was agreed that upon determination of the acreage the sale be advertised; that the following Notice was published in the St. Augustine Record on March 17, 24, 31, April 7 and 14, 1944:

#### N O T I C E

Tallahassee, Florida, March 14, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida will offer for sale, for objections only, at Tallahassee, Florida, Tuesday, April 18th, at 12:00 o'clock NOON, the following described lands in St. Johns County, Florida:

All of the sovereignty lands on Rattlesnake Island including all lands formerly described as Rattlesnake and Fort Islands, Sections 13, 14, 23 and 24, Township 9 South, Range 30 East, Tallahassee Meridian, Florida, which are not now owned by the United States, and totaling approximately 120 acres.

THIS NOTICE is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. ELLIOT, Secretary.

No objections being filed or presented, motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees consummate sale of the sovereignty land above described in favor of the National Park Service at a price of \$10 plus the advertising costs. Upon vote the motion was adopted and conveyance authorized.

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Mr. Bayless presented application from R. D. Yoder of Moore Haven, Florida, on behalf of F. W. Ange, for five-year grazing lease covering land in Glades County described as:

Unsurveyed NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 23, Township 42 South, Range 33 East—containing 40 acres,  
and for himself:  
Unsurveyed land in NW $\frac{1}{4}$  of NE $\frac{1}{4}$  and NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 23, Township 42 South, Range 33 East—containing 60 acres.

Offer of twenty-five (25) cents an acre annually was made for the leases.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize five-year grazing leases in favor of F. W. Ange and R. D. Yoder, covering the respective areas applied for, payment to be at the rate of twenty-five cents an acre annually. Upon vote the motion was adopted and so ordered.

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Offer of \$17.50 an acre was presented from R. E. Hamrick of Okeechobee, Florida, for the purchase of marginal land lying between his upland property and right of way of Okeechobee Levee, being

31.92 acres in Township 38 South, Range 35 East,  
in the Eagle Bay section of Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept price of \$17.50 an acre for the land applied for by Mr. Hamrick in the Eagle Bay section. Upon vote the motion was adopted and so ordered.

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Request was presented from T. Franklin West, on behalf of client, Francis A. Harrison, that Mineral Lease issued to him August 28, 1940, covering diatomite deposits in

Santa Rosa County, be cancelled and bond in amount of \$1000 be refunded. Mr. Bayless stated that lessee has paid in \$575.00 in minimum monthly royalties but has removed no material except in the form of samples.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize cancellation of Mineral Lease issued to Francis A. Harrison and surrender bond of \$1000 deposited with the lease. Upon vote the motion was adopted and so ordered.

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Mr. W. Terry Gibson of West Palm Beach, Florida, came before the Trustees with reference to purchase of Palm Beach County land which he applied for March 28th with offer of \$150 an acre, the land being described as:

Tracts 1, 2, 3, 4, 5; E $\frac{1}{2}$  of SE $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 1, Township 44 South, Range 36 East, containing 236.25 acres.

Mr. Gibson stated that his client preferred to purchase and would like to have the land advertised for competitive bids, but if the Trustees would not consider selling the land, then his client would like to have opportunity to bid for a lease on the area.

Mr. Bayless informed the board that it has been the policy in the past, where lessee performs all things required, to give him the privilege of renewing the lease for the next crop season at a price equal to that offered by any other party; that J. H. Chamblee holds lease on the land in question which will expire July 1, 1944, and a letter has been received from Mr. Chamblee offering \$12.50 an acre annually for renewal of the lease.

Mr. Mayo re-stated his position as being opposed to sale of these and other lands around the Lake, it being his opinion that certain areas should be taken off the market and retained for rental purposes, in order to assure revenue for administering the State lands and paying Everglades Drainage District taxes each year.

Governor Holland stated he favored selling the land if a price was offered that would make it advantageous to the Trustees, but if not, he would be opposed to selling.

Motion was made by Mr. Lee that the Trustees offer the land for sale at competitive bidding, reserving the right to reject any or all bids; terms to be cash or under contract. Motion seconded by Mr. Larson with the statement that

he desired to get an idea as to the appraised value put on the land by the public.

Vote on the motion was:

Yeas—Governor, Comptroller, Treasurer;

Nays—Commissioner of Agriculture.

The motion was carried and the land ordered advertised for bids.

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The following applications were presented for purchase of land in Broward County, title to which vested in the State under the provisions of Chapter 14717, Acts of 1931:

From M. C. Perfect, Sr.—Offer of \$676.00 for Tract 4, Section 25, Township 50 South, Range 41 East—19.25 acres;

From Harry Strandhagen—Request for price on Tract 1, Tier 13, Township 50 South, Range 41 East—10 acres.

Upon discussion as to the value of adjoining lands, motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees decline the offer from Mr. Perfect and set a price of \$40 an acre on both tracts, subject to purchaser assuming all outstanding Napoleon B. Broward Drainage District and any State and County taxes against the property.

Upon vote the motion was adopted.

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Pursuant to action of the Trustees April 11th, proposed resolution was presented providing for petroleum, gas and mineral lease in favor of M. L. Benedum, or his nominee. Upon discussion of the said instrument, motion was made by Mr. Lee, seconded by Mr. Larson and duly carried, that the following Resolution be adopted by the Trustees, it being understood that the Trustees will receive one-half the rental payments where the State owns the reservations in the land, and the full payment where the land is owned by the State:

#### R E S O L U T I O N

BE IT RESOLVED: That the Trustees of the Internal Improvement Fund of the State of Florida agree to grant a petroleum, gas and mineral lease to M. L. Benedum of Pittsburgh, Pa., or his nominee, O. D. Robinson, President of Republic Oil Company, Pittsburgh, Pa., covering the following lands located in Dade County, Florida, to-wit:

CLASS A: All lands now owned, acquired by the State under the Murphy Act;

CLASS B: W $\frac{1}{2}$  of Section 5 and all of Section 6, Township 59 South, Range 38 East (Owned in fee);

CLASS C: All interests owned by the State by virtue of mineral and petroleum reservations made in previous sales;

included in the following:

W $\frac{1}{2}$  of Section 5 and all of Section 6, Township 59 South, Range 38 East (owned in fee); Township 59 South, Range 35 East, and the rest of the lands in that Range on South to the Bay of Florida;

Township 58 South, Range 36 East, and the rest of the lands south in that Range to the Bay of Florida;

Township 57 South, Range 37 East, and the rest of the lands south in that Range to the Bay of Florida;

Township 57 South, Range 38 East, and the rest of the lands south in that Range to the Bay of Florida;

Township 57 South, Range 39 East, and the rest of the lands south in that Range to Blackwater Sound and Barnes Sound;

Township 57 South, Range 40 East, and the rest of the lands south in that Range to Card Sound.

The lease covering said lands shall be drawn and executed as soon as practicable and shall be in the form heretofore approved and used, with the following special requirements.

1. That the Lessee shall pay at the time of the execution thereof a bonus of 15c per full mineral acre, and annually thereafter shall pay a rental of a like amount.

2. That the Lessee will forthwith commence and continue with due diligence comprehensive geological and geophysical exploration work on said lands.

3. That the Trustees will be furnished full

and complete reports of such exploration work from time to time as the same progresses, and a final complete report when such is completed.

4. That the Lessee will commence the drilling of a deep test well within eleven months from this date at some point within the Townships herein described, the continued drilling of such well to be prosecuted with due diligence. In the event the Lessee shall fail to drill as required, such lease to be forfeited.

5. That if during the period allowed herein for the commencement of drilling, the Lessee shall fail to obtain from any private owner a lease covering the remaining fractional ownership of petroleum and mineral rights in any parcel included in Class C, then each such parcel shall be released by the Lessee, upon the Lessor's request.

DONE AND ORDERED This 18th day of April, 1944.

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Pursuant to instructions from the Trustees April 11, proposed resolution was submitted, providing for assignment of Lease No. 223 from Florida Land and Exploration, Inc. to Magnolia Petroleum Company. It was explained that paragraph "(e)" contained in the proposal submitted to the Board April 11, did not meet the approval of the Attorney General, and upon statement from Judge Rivers Buford that elimination of the said paragraph would be satisfactory with his Company and Magnolia Petroleum Company, the resolution was presented for final approval.

Motion was made by Mr. Lee, seconded by Mr. Larson and duly carried, that the following Resolution be adopted:

### RESOLUTION

BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida;

1. That the Trustees grant their consent to Florida Land and Exploration, Inc. to assign Contract No. 223, dated October 4, 1941, to Magnolia Petroleum Company for such considerations as may be agreed upon by the parties, subject however, to the following conditions:

(a) Magnolia Petroleum Company shall comply with said contract and any modifications thereto that have been heretofore made.

(b) Florida Land and Exploration, Inc. has been and is now prevented from doing the exploration work contemplated by such contract, by reason of restrictions and bans imposed by governmental authority. Magnolia Petroleum Company shall diligently try to get such restrictions and bans removed in order to complete such work. After such restrictions and bans are removed as to areas as hereinafter specified, Magnolia Petroleum Company shall begin the exploration work, and complete same to a sufficient amount to be able to select a drilling block or blocks within ten months from the removal of such restrictions and bans.

(c) If upon completion of the exploratory work, as provided in Paragraph 3 hereof, Magnolia Petroleum Company select a drilling block, or blocks, and requests leases thereon, it shall commence drilling operations on one of such blocks within six months from the delivery of such lease and drill a well to the depth of 6000 feet, unless oil, gas, or other minerals in commercial quantities or some formation that cannot be successfully penetrated by ordinary drilling methods is encountered at a lesser depth.

(d) At the time any lease is executed the total rentals as to each drilling block, calculated in the manner provided in such contract, shall be inserted in the lease, such calculation to be made by the Secretary to the Trustees of the Internal Improvement Fund of the State of Florida.

2. The Trustees hereby agree that the value of such contract to grantee depends materially upon the grantee's being able, without restrictions imposed by governmental authority, to have access to the area covered by such contract and to do geological, geophysical and exploratory work thereon. Therefore, if grantee is prevented from doing such work as to any part of the area so covered by said contract by reason of any condition expressed in paragraph 6 of the original

contract, then grantee shall not be required to do such work until such ban is lifted as to an area sufficient to constitute a drilling block as designated in the original contract.

3. It is agreed that if by diligent effort (which it agrees to exercise) Magnolia Petroleum Company succeeds in getting the ban lifted as to one or more areas that would constitute a drilling block as defined in the original contract, then Magnolia Petroleum Company shall and will within 60 days after the date of the lifting of the governmental order constituting a ban preventing geophysical and geological exploration, commence the doing and reporting of such geophysical work on the area on which such ban shall have been lifted and shall proceed and continue diligently in the performance of such exploration.

A certified copy hereof shall be attached to the original contract.

This Resolution shall be effective when filed with the Secretary of the Trustees and the conditions herein named shall be binding on Magnolia Petroleum Company when it accepts the contemplated assignment from Florida Land and Exploration, Inc.

DONE AND ORDERED THIS 18th day of April, 1944.

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Salaries, expense accounts and miscellaneous bills having been presented by the Secretary, motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following expense accounts, salaries and miscellaneous bills be approved and that the Comptroller be authorized to issue warrants in payment therefor:

F. Elgin Bayless, Chief Clerk Land Office .....	\$	37.50
W. B. Granger, Belle Glade, Florida .....		28.35
George M. Powell, Ass't. Atty. Gen.....		37.50
James H. Millican, Jr., Ass't. Atty. Gen. ....		30.90

Southeastern Telephone Company Tallahassee .....		12.45
E. R. Bennett, C. C. C., Broward County .....		3.00
J. W. Coleman, Court Reporter, Ft. Lauderdale .....		5.00
D. S. Weeks, C. C. C., Glades County Hugh Culbreath, Sheriff Hillsbor- orough County.....		2.75 6.20
The Lake Worth Leader, Lake Worth		7.50
F. C. Elliot Engineer and Secretary		400.00
F. Elgin Bayless, Chief Clerk Land Office .....	350.00	
Less Insurance .....	2.95	347.05
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M. O. Barco, Clerk-Stenographer.....		175.00
Jentye Dedge, Clerk-Stenographer.....		175.00
H. L. Shearer, Clerk Land Office.....		75.00
J. B. Lee, Timber Guard.....		20.00
David B. Ericson, Oil Assistant.....		250.00
Protective Life Insurance, Ralph Newman Agencies .....		2.95
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Total .....		\$ 1,616.15

Financial Statements for the month of March are  
as follows:

### TRUSTEES INTERNAL IMPROVEMENT FUND UNDER CHAPTER 610

#### FINANCIAL STATEMENT FOR THE MONTH OF MARCH, 1944

Balance as of March 1, 1944.....		\$240,896.04
RECEIPTS FOR THE MONTH		
Land Sales.....	\$ 7,277.15	
Land Sales—Chapter 14572—Levy County .....	600.00	
Land Sales—Chapter 14717—as follows:		
Broward County.....	\$465.65	
Palm Beach.....	776.25	1,241.90
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Timber Leases .....	1,012.87	
Farm Lease .....	37.50	
Mineral Lease .....	18.75	

Shell Leases .....	296.28	
Grazing Leases .....	308.36	
Fishing Campsite .....	18.75	
Interest on Entry No. 18,643.....	1.78	
		<hr/>
Total Receipts for March, 1944.....	\$10,813.34	\$ 10,813.34
		<hr/>
Total .....		\$251,709.38
Less Disbursements for March, 1944.....		82,176.19
		<hr/>
Balance as of March 31, 1944.....		\$169,533.19

DISBURSEMENTS FOR THE MONTH OF  
MARCH, 1944

Date 1944	Warrant No.	Payee	Amount
Mar. 2,	181719	Southeastern Telephone Co. ....	\$ 9.10
	181720	The Miami Herald.....	20.83
31,	207898	F. C. Elliot .....	328.80
	207899	F. Elgin Bayless.....	294.25
	207900	M. O. Barco.....	151.80
	207901	Jentye Dedge .....	151.80
	207902	H. L. Shearer.....	75.00
	207903	J. B. Lee.....	20.00
	207904	David B. Ericson.....	204.00
	207905	Protective Life Ins. Co.— Ralph Newman Agencies.....	2.95
	209224	W. O. Berryhill, TC.....	15,232.07
	209225	C. H. Collier, TC .....	2.10
	209226	H. Ernest Overstreet, TC.....	11,722.34
	209227	R. D. Yoder, TC.....	493.14
	209228	R. N. Miller, TC.....	1,660.92
	209229	Ruth Bass Hylton, TC.....	48.20
	209230	L. C. Kickliter, TC.....	28.67
	209231	Bessie Alderman, TC.....	15.85
	209232	Stetson O. Sproul, TC.....	51,218.29
	209233	Orris Nobles, TC.....	19.73
	209338	James H. Millican, Jr. AAG	35.40
	209339	F. Elgin Bayless.....	95.95
	210472	The Western Union Tele- graph Co. ....	3.50
	210473	Southeastern Telephone Co.	6.10
	210474	E. R. Bennett, CCC.....	1.00

210475	Hugh Culbreath, Sheriff.....	2.85
210476	J. Alex Arnette, CCC.....	2.90
210477	Ray E.Green, CCC.....	7.50
210478	Capital City Publishing Co.	56.00
210479	Clewiston Abstract Co.....	10.00
210480	Abstract Company of Sara- sota .....	10.00
210481	News-Press Publishing Co.	7.50
210482	Palm Beach Publications.....	11.25
210483	J. F. Cochran, Postmaster	10.00
	Withholding Tax .....	216.40

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Total Disbursements for the Month  
of March, 1944.....\$ 82,176.19

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TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS  
EXPLORATION FUND

UNDER CHAPTER 20667, ACTS OF 1941.

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FINANCIAL STATEMENT FOR THE MONTH OF  
MARCH, 1944

March 1, 1944	Balance .....	\$ 24,132.50
	Receipts .....	None
	Disbursements .....	None
March 31, 1944	Balance .....	\$ 24,132.50

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TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

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FINANCIAL STATEMENT FOR THE MONTH OF  
MARCH, 1944

Balance as of March 1, 1944.....	\$ 10,709.13
Land Sales .....	\$ 52,693.00
Natl Air Lines Refund of unused portion of ticket—Transporta- tion Request No. 89855.....	74.40
Total Receipts for the month.....	52,767.40
Total .....	\$ 63,476.53

Less Disbursements for the month.....	31,131.61
Balance as of March 31, 1944.....	\$ 32,344.92

DISBURSEMENTS FOR THE MONTH OF  
MARCH, 1944

Date 1944	Warrant No.	Payee	Amount
March 2,	181721	Western Union Telegraph Company .....	7.46
	181722	James A. Ellis Co.....	4.50
	181723	Merritt Brown Co.....	3.00
	181724	Buckley - Newman Printing Co. ....	110.00
	181725	Hugh Culbreath, Sheriff....	18.95
March 31,	207906	Ernest Hewitt .....	224.00
	207907	Helen Phillips.....	149.40
	207908	Mary Evans Voss.....	130.40
	207909	J. R. Roberts.....	167.28
	207910	M. O. Barco.....	25.00
	207911	Jentye Dedge.....	25.00
	207912	F. C. Elliot.....	50.00
	207913	Aetna Life Ins. Co.—Ralph Newman Agencies.....	2.92
	209340	Fred M. Burns, AAG.....	9.00
	209341	James H. Millican, Jr., AAG.....	33.70
	209342	Lamar Warren, AAG.....	17.60
	209678	J. Edwin Larson, ST.	
		Transfer to GR.....	30,000.00
	210484	Merritt Brown Co.....	47.40
	210485	Cancelled.	
	210486	J. F. Cochran, Postmaster...	30.00
		Withholding Tax.....	76.00
Total Disbursements for the Month of March, 1944.....			\$31,131.61

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Broward	1-17-44	19
Hamilton	2- 7-44	5
Hamilton	2-21-44	12
Hillsborough	2-14-44	40
Hillsborough	2-28-44	87
Lafayette	3-17-44	1
Monroe	2-11-44	105
Pinellas	12-14-43	117

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented from Palm Beach County that supplemental deed be issued conveying certain lots applied for and advertised for sale March 9, 1940, said lots having been omitted through error from original deed.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees approve for execution Palm Beach County Deed No. 61-Supplemental, in favor of W. L. Hand and Evah V. Hand, conveying:

Lots 18 and 20—Block 8—Amended Plat of Lantana, Section 3, Township 45 South, Range 43 East.

Upon vote the motion was adopted and so ordered.

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Mr. John C. Moore came before the Board with request for reconsideration of action taken February 8 and 18, declining to remit amount applicable to that part of Block 4, Kelley's Plat of Carrabelle, to be deeded to the City of Carrabelle.

Mr. John C. Moore reviewed the case and asked that the parcel to go to the City be conveyed under Chapter 21929, Acts of 1943, for public purposes only and without payment. Information from Mr. Moore was that he had put up the money for the sale and agreed that the land be bid off to the City, conditioned that a portion of the Block be deeded to his mother, the City and Mr. Moore having

in mind that the Trustees would make conveyance under Chapter 21929 without cost.

The Secretary explained that in the first instance the property was applied for by the City, advertised and sold to the City; that before deed was issued Mr. Moore protested the sale on the ground that he did not want the City's utility plant to be located there; that the protest was allowed, and suggestion made to Mr. Moore that he and the City come to some agreement as to disposition of the land; that before the protest was allowed the City learned about Chapter 21929 and made application for deed under that Act. The Trustees declined to convey in that manner on the ground that a duly advertised sale had been held and bid filed with the Clerk. Mr. Moore and the City reached an agreement whereby bid was made in the name of the City of Carrabelle conditioned that a certain parcel be deeded to his mother. Mr. Moore did not have opportunity before the sale to present the agreement to the Trustees, and when it was brought up for consideration the Trustees declined to convey to the City without payment, a bona fide bid having been made for the land.

Mr. Moore stated that he had talked with Mr. Lee and Mr. Watson on the subject and they had stated they could see no reason why the request could not be granted.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees remit amount of bid applicable to property to be conveyed to the City of Carrabelle, conditioned upon approval by the Attorney General that refund could be made as requested. Upon vote the motion was adopted and the matter ordered referred to the Attorney General.

Mr. Moore requested that conveyance be made to the City of Carrabelle under Chapter 21929 rather than deed under sale, in order that the land be used for public purposes only. No action taken on this request.

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List of salaries, expense accounts and miscellaneous expenses having been presented, motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the Trustees approve the following salaries, expense accounts and miscellaneous bills and that the Comptroller be authorized to issue warrants in payment therefor:

The Western Union Telegraph Co.....	\$	8.73
The H. & W. B. Drew Company, Jacksonville .....		44.10

Guyte P. McCord, Clerk Supreme Court .....	7.80	
J. F. Cochran, Postmaster .....	30.00	
Comptroller, State of Florida .....	19.10	
Woodrow M. Melvin, Ass't. Atty. Gen. ....	13.10	
Lamar Warren, Ass't. Atty, Gen .....	30.60	
Ernest Hewitt, Clerk Bookkeeper .....	250.00	
Helen Phillips, Clerk-Stenographer .....	175.00	
Mary Evans Voss, Clerk-Stenographer .....	150.00	
J. R. Roberts, Clerk .....	175.00	
Less Insurance .....	2.92	172.08
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M. O. Barco, Clerk-Stenographer .....	25.00	
Jentye Dedge, Clerk-Stenographer .....	25.00	
F. C. Elliot, Secretary .....	50.00	
Aetna Life Insurance Co.		
Ralph Newman Agencies .....	2.92	
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TOTAL .....		\$ 1,003.43

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. ELLIOT, Secretary.

Tallahassee, Florida,  
May 9, 1944

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor  
J. M. Lee, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
F. E. Bayless, Land Clerk

Pursuant to offer of \$15 and \$10 an acre from Ed C. Welles of Arcadia, Florida, the Trustees authorized ad-

vertisement for competitive bids on land in Palm Beach County. Whereupon, the following Notice was published in the Belle Glade Herald in the issues of April 7, 14, 21, 28 and May 5, 1944:

# N O T I C E

Tallahassee, Florida, March 30, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida and the STATE BOARD OF EDUCATION of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, May 9th, 1944, for lands in PALM BEACH COUNTY, Florida, described as follows:

All Section 13; All Fractional Sections 14, 23, 24 and 25, lying East of North New River Canal, in Township 46 South, Range 37 East, and All Sections 16, 17, 18, 19, 20 and 21, Township 46 South, Range 38 East.

THIS NOTICE is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

THE TRUSTEES and the BOARD OF EDUCATION reserve the right to reject any and all bids.

BY ORDER OF THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND and the STATE BOARD OF EDUCATION OF THE STATE OF FLORIDA.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees

Colin English, Secretary, State Board of Education  
The only bids received were as follows:

Ed C. Welles—Offer of \$15 an acre for the land advertised in Sections 14, 23, 24 and 25, Twp. 46 S., Rge. 37 E.

Ed C. Welles—Offer of \$10 an acre for the land advertised in Sections 13, 17, 18, 19, 20 and 21, Township 46 South, Range 38 East.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offers submitted by Ed C. Welles for the land described in the foregoing Notice. Upon vote the motion was adopted and so ordered.

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The Trustees having directed that notice be published of intention to receive bids for leasing land in Palm Beach County, known as "Pelican Bay Tract," at present under Lease No. 18284 to Richlands, Inc., the following Notice was published in the Belle Glade Herald on April 21, 28 and May 5:

## N O T I C E

Tallahassee, Florida, April 12, 1944

NOTICE is hereby made that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND will receive offers up to 12:000 o'clock NOON on May 9, 1944, for the lease of that area in Townships 42 and 43 South, Ranges 36 and 37 East, known as Pelican Bay Tract, comprising approximately 3,038 acres.

Any bids made will be subject to Lease No. 18284 of Richlands Incorporated, said lease embraces the above area and expires on July 1, 1945.

The Trustees in considering offers will give Richlands Incorporated credit as against other bidders to the amount of the permanent improvements placed on said area by Richlands Incorporated.

The Trustees reserve the right to reject any and all bids.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary

Upon call for bids, Richlands, Inc., represented by W. G. Hull, R. G. Johnson, Jr., Thurmond Knight, J. M. Elliott and C. C. Hull, was the only bidder present and submitted an offer of \$15,000.00 per annum for renewal of Lease No. 18284 for Pelican Bay Tract, lease to run for a period of ten (10) years from July 1, 1945.

Mr. C. C. Hull submitted that the fair present day value of the improvements placed on the land during he nine-year period of the lease was placed at \$161,498.00; that the rental paid the State was \$4 an acre annually; that the maintenance cost was \$10.50 an acre annually, and that permanent improvements amounted to \$7.17 an acre annually, or a total of \$21.67 an acre annually.

Mr. Mayo reviewed the conditions under which the lease was granted to Richlands, Inc.; also the later action taken by the Trustees on August 12, 1936, agreeing that preference would be given the Lessee in a renewal of the lease on account of improvements placed on the land. Mr.

Mayo also stated that the reason for advertising the land at this time was that a number of small farmers had stated they would like to have the opportunity to bid on a lease covering the Pelican Bay area, but it had developed that no bidders were present except the Lessees.

Discussion was had as to what improvements would be classed as permanent and what removable. Governor Holland suggested that it might be advisable to have an audit made of the transaction to determine where the Trustees stand. He also asked if Richlands, Inc. would be interested in purchasing the land. The reply was that the Company had tried to purchase the land at one time but would not be interested now as prices were too high.

Mr. Mayo expressed the opinion that he would be opposed to sale of this tract. The Governor was favorable to a sale, provided a good price was offered, as he was opposed to the State going into business in competition with private ownerships.

On the question of whether or not sale or lease of the land would be considered, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees agree to receive offers to rent the land for a period of ten years from the expiration date of the present lease. Upon vote the motion was adopted.

Motion was also made by Mr. Watson that,

1. The State Auditor be asked to check on the matter of investment placed in the property, including rentals and improvements for the purpose of ascertaining what rent has been paid;

2. That the Attorney General be requested to go into the legal phases and advise on the legal question as to what improvements are removable and what are permanent, and any other legal questions under the existing contract;

3. That after making the facts available that the property then be offered for rental to the highest bidder;

4. And after reports come in from the Attorney General and the State Auditor that the Trustees notify present applicants that the lease will be offered at a definite time, the Trustees reserving the right to reject any or all offers.

Upon vote the motion was adopted and so ordered.

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Mr. Evans Crary of Stuart, Florida, was present and submitted offer of \$3 an acre from Walter O. Johns for Sections 1, 2, 11, 12, 13, 14, Township 38 South, Range 39 East.

with payment to be made, one-third cash and balance in one and two years; the land to be used as a cattle ranch.

Mr. Elliot reported another inquiry with reference to the sections described, with an offer of \$3.25 an acre, provided no strings were attached to the deed..

The Secretary reported that title to the land applied for came to the Trustees through foreclosure by the County under Chapter 14572 of 1929, and in view of the two offers recommended that the Clerk of the Circuit Court of Martin County be authorized to advertise the land and receive competitive bids at the Court House, similar to Murphy Act sales, the Trustees reserving the right to reject any bids.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the recommendation of the Secretary be carried out and that the six sections be advertised in a newspaper in Martin County once a week for two weeks based on the bid of \$3 an acre from Mr. Johns; that payments may be made one-third cash and the balance in two equal payments in one and two years, the Trustees reserving fifty per cent of oil and petroleum rights and seventy-five per cent of phosphate and other minerals. Upon vote the motion was adopted and so ordered.

Mr. Evans Crary, on behalf of client Woodlands Corporation, requested that the Trustees release the oil and mineral rights retained by the Trustees in Martin County Deed No. 43-1 conveying 17,459 acres of land, title to which vested in the Trustees under Chapter 14572, Acts of 1929. Mr. Crary stated that under the Act there was no provision for the reservation and nothing in the law which made it mandatory upon the Trustees to withhold those rights, and therefore there was no authority for the reservation; that his client did not desire to lease the land to oil companies as he understood they were not taking any leases in Martin County; that he would be willing to pay \$500 or \$1000 for the release of the oil rights.

There was discussion as to the kind of title the Trustees held to the land and the Governor explained that it was a foreclosure of delinquent taxes by the County with title coming to the State through Master's Deed, and that there

was no question of redemption for unpaid taxes; that the Trustees could not take the position that they had no right to retain the oil and mineral rights and such reservations were made in all deeds conveying land under Chapter 14572.

It was the opinion of the Trustees that the request of Mr. Crary could not be granted and it was so ordered.

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Mr. Doyle E. Carlton of Tampa, Florida, representing Humble Oil Company, requested information as to when they might expect a decision as to whether or not the Sunniland No. 1 Well would be classed as a commercial producing well and eligible for the bonus as provided under Chapter 20667 of 1941; that he understood the matter had been referred to the Attorney General and desired to know if he was ready to make report.

Information was furnished that a thirty-day test had been made of the well under the supervision of the State Geologist; that based on such test the Attorney General stated he could not report the well as producing oil in commercial quantities; that the Company requested a second thirty-day test but asked for a delay in making the said test pending installation of additional equipment; later notifying the Trustees that additional equipment would not be installed. Mr. Watson also stated that he had requested further facts from Dr. Gunter and Mr. Erieson and as soon as that was received he would be in position to render a decision in a few days.

Mr. Carlton stated that he was not urging immediate action but Humble Oil Company was confident that the well was a producing well under the terms of the Act; that the bonus of \$50,000.00 would be turned over to the two State Colleges and an additional \$10,000.00 when the selection of the 40,000 acres allowed under the law has been made. He informed the board that the well had produced 10,000 barrels of oil to date and was now producing forty barrels per day; that the second well was now down to over 11,000 feet.

Mr. Watson stated that he felt sure he could report on the question by next Tuesday, but upon information that there would not be a meeting on that date it was agreed that he make report to the Humble Oil Company of his decision in the matter.

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Offer of \$75 was presented from Herman Goodwin of Orlando, Florida, for clients B. B. and Minnetta O. Purcell, for reclaimed land on Lake Conway, Orange County, adjacent to their ownership in Lot 14, Block "A," Lake Conway Park, being a parcel comprising approximately one-fourth of an acre between said Lot 14 and the waters of the Lake.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$75 from clients of Mr. Goodwin for the fraction of an acre of reclaimed land between present ownership and the edge of the Lake. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$20 from Martie Williams for parcel of reclaimed land comprising approximately one-half acre adjacent to his upland property on Lake Conway, Orange County, for the reason that similar land on Lake Conway has been selling at the rate of \$300 an acre; also that counter proposal be made Mr. Williams to sell the fraction of an acre at \$150. Upon vote the motion was adopted and counter proposal authorized.

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Mr. Bayless reported that Lease No. 126 in favor of R. E. Jacques, involving Conch Key, Monroe County, was delinquent in payments and according to the terms of the lease it was necessary that resolution be adopted authorizing cancellation.

Motion was made by Mr. Mayo, seconded by Mr. Watson and duly carried, that the following Resolution be adopted:

#### R E S O L U T I O N

WHEREAS, under date of November 1st, 1940, A. D., the Trustees of the Internal Improvement Fund of the State of Florida entered into a lease agreement with R. E. Jacques covering that parcel of sovereignty land known as CONCH KEY in Section 15, Township 65 South, Range 34 East, Monroe County, said lease to run for a period ending November 1, 1945; and

WHEREAS, under the terms of said lease agreement the said R. E. Jacques was to pay a monthly rental of fifty and 00/100 Dollars, (\$50.00); and

WHEREAS, said rental was paid through the month of June, 1943, and no payments have been made on said lease agreement since that date; and

WHEREAS, repeated notices have been sent to Mr. Jacques advising him of his delinquency; and

WHEREAS, Section 9 of said lease agreement provides for cancellation of said lease by appropriate action of the Trustees of Internal Improvement Fund.

NOW THEREFORE, be it resolved by the Trustees of the Internal Improvement Fund of the State of Florida that Lease No. 126 from said Trustees to R. E. Jacques be cancelled of record as of this date because of non payment of the monthly rentals as provided in said lease agreement.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the said R. E. Jacques at his last known address, 3834 La Playa Boulevard, Coconut Grove, Florida .

Done and ordered this 9th day of May, A. D. 1944.

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Mr. Bayless also presented offer of \$5000 from William H. Turner, Jr., of Homestead, Florida, for Conch Key with payment to be cash or on the ten year contract plan. It was suggested that some of the members look into the matter on the proposed trip to Key West in the near future.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees defer action on offer from Mr. Turner pending investigation of the tract. Upon vote the motion was adopted and so ordered.

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Offer of \$7.50 an acre was presented from Melton J. McDonald of Jacksonville, Florida, for

196 acres of State land in Section 35, Township  
44 South, Range 35 East, Palm Beach County,

the parcel being located near Bolles Canal, about six miles South of Lake Harbor.

Motion was made by Mr. Lee, seconded by Mr. Larson,

that the Trustees advertise the land for sale at competitive bidding based on offer of \$7.50 an acre. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented letter from A. B. Jones, U. S. War Department representative, requesting that the Trustees do not sell any lands on the lakeward side of Lake Okeechobee Levee. It was recalled that similaar request had been made with reference to this character of land and that the Trustees had declined offers to sell on several occasions, but applications had recently been received for leases and it was suggested that if any leases were granted that they contain provision that lessee will make no claim for damage on account of weather conditions.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant request of the War Department by adopting the policy that no land owned by the State on the Lake side of the United States Levee will be sold; that only leases will be authorized on those areas, and that a stipulation be incorporated in same that will save both the Trustees and the United States harmless in the event of damage by flood or high water. Upon vote the motion was adopted.

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Application was presented from Duncan Padgett, Pahokee, Florida, offering \$375 for 1.75 acres of land located on Pelican River, in the town of Pahokee, being in

Section 17, Township 42 South, Range 37 East,  
Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees advertise the tract for competitive bids based on the offer of \$375 from Mr. Padgett. Upon vote the motion was adopted.

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Offer of \$50, plus cost of advertising, was submitted from Leonard B. Newman, Titusville, Florida, on behalf of M. H. Poe, for the purchase of approximately one acre of sovereignty land on Indian River, in

Section 3, Township 22 South, Range 35 East,  
Brevard County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the offer from Mr. Poe be accepted for the sovereignty land applied for, subject to advertisement for objections as required by law, it being understood that purchaser would pay cost of notice. Upon vote motion was adopted and so ordered.

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Mr. Bayless presented two offers for tract of swamp land bordering on Lake Munson in

Section 26, Township 1 South, Range 1 West,  
Leon County,

the bids being \$10 an acre from each of the applicants—Mrs. Lona Roberts and Mr. T. M. Moore. Both parties own property adjacent to the parcel applied for.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the land be advertised for competitive bids based on offer of \$10 an acre. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees defer action on the following applications:

1. River Oil Company of New Orleans, La.—Request for oil lease on the bottom of Suwannee River for a distance of 17.3 miles, located in La-Fayette and Suwannee Counties, covering approximately 1,384 acres. Offer of twenty-five cents an acre for five-year lease, with one-eighth royalty;

2. Letter from J. P. Scranton, requesting extension of exploration contract and option to Lease No. 344;

- .....3. Request from W. G. Blanchard for permission to use geophysical instruments in Biscayne Bay and if oil and gas exists that lease be granted to him.

Upon vote the motion was adopted and action postponed on the three applications.

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Attorney General Watson stated that the area applied for by River Oil Company, being the bottom of Suwannee

River, was included in the exploration contract of Arnold Oil Explorations, Inc., but was not selected as a drilling site; that under the contract the Company was required to explore that area and make reports and furnish certain information on the explorations; that this had never been done and the Trustees had no information on the Suwannee River.

Mr. Larson reported that Mr. M. Q. Petersen of Petersen Petroleum Corporation, New Orleans, Louisiana, had been negotiating for the Suwannee River tract for several months, to which Mr. Bayless replied that Mr. Petersen had called him to inquire when lease would be given Mr. Arnold on this area and he was informed that no application had been received from Mr. Arnold for the Suwannee River parcel.

Attorney General Watson also stated that he would not make any recommendations that further consideration be given W. G. Blanchard and Associates until differences are settled between them and the J. P. Scranton interests. Comptroller Lee concurred with the Attorney General in his views on this subject.

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Attorney General Watson presented the following letter dated May 9th, copy of which he furnished each member of the Trustees, having reference to Arnold Oil Exploration Contract No. 248, and stated that he felt it was a very important matter:

Tallahassee,,  
May 9, 1944.

Trustees of Internal Improvement Fund,  
Tallahassee, Florida.  
My dear Sirs:

Re: Arnold Exploration Contract  
No. 248

Having been requested by the Land Department to execute with the other four members of the Trustees of Internal Improvement Fund an oil lease to Arnold Oil Explorations, Inc., prepared under this Company's exploration contract with the Trustees No. 248, and being unwilling to sign this lease as a member of the Trustees of Internal Improvement Fund for the reasons

hereinafter stated, I respectfully submit this written statement conveying to you as my co-trustees of the lands and oil rights involved my reasons for declining to sign with you this lease-contract.

Making this statement as brief as possible, these reasons are the following:

1. The official report of the Oil Committee of the Trustees, unanimously concurred in by its members.

2. The official opinion of the Attorney General rendered at the request of the Oil Committee and the Trustees on the question of whether or not the Arnold Company had performed its exploration contract so as to be entitled to claim oil leases thereunder.

The Oil Committee, after complete and thorough investigation of the performances claimed by the Arnold Company, found same inadequate and failing in compliance with the contract requirements.

The Attorney General's opinion held that because of this failure of performance by the Arnold Company it was not entitled, as a matter of legal right, to the leasehold interest which the exploration contract provided for.

The importance of the performance of the exploration agreement requiring exploration work, information and data from the Arnold Company as a condition precedent to its right to obtain oil and mineral drilling leases, was that performance of same would give to the Trustees valuable information concerning the quality, from an oil and mineral production standpoint, of the lands embraced in the lease, and such information would enable the Trustees to arrive at what would be a fair price for leases to others than the exploring party on the tracts related to by such report, and in my opinion constituted and is a very important and valuable part of the consideration moving to the Trustees and to the State from the explorer, and one without which

the exploration agreement would not have been made.

It is my information that this idea has been thoroughly vindicated and proven to be correct by the fact that large sums of money are being offered to the holder of this exploration contract for assignments from it of some of its supposed leasehold rights thereunder. If it has performed its exploration obligations, it is entitled to the consideration being offered for these assignments; if it has not performed them, by giving it the right to make such leases, the State is being deprived of these valuable returns at the expense of the taxpayers of this State and what should go into the public treasury.

The consideration paid by the Arnold interests for the exploration contract under discussion was \$1,000.00, which amount obviously could produce no substantial benefit to the State government or the people of Florida. Consequently, there must have been some other consideration flowing to the State for this exploration contract covering so much valuable water areas, which the Trustees had in mind when they made the contract, and this emphasis finds its answer only in the consideration to the State that existed in the exploration work and data contemplated to be received under the Arnold contract, which latter consideration manifestly could find its evaluation only in the knowledge conveyed thereby to the State of the potential oil producing properties discovered and the use that the State might have of such knowledge in dealing with others than the Arnold group, who might be interested in procuring oil leases for drilling purposes over this same area. It is a matter of record in the Trustees' minutes that we have already been given notice that responsible and financially able interests are ready to bid competitively for leases on the areas embraced in this Arnold exploration contract.

This exploration data was required to be given monthly on or before the tenth day of each month on the units of explorable territory and became the property of the Trustees, the ex-

ploration lessee being required when exploration begins and for exploration purposes to divide the territory being explored into exploration units to be designated as follows: An exploration unit to be limited in area to one river or one lake, except where rivers and lakes are within ten miles of one another, in which case the second of such water units within ten miles of one another might be included in one drilling block or exploration unit, but not a continuous series of lakes or rivers in one mile of the last one and the exploration contract requires the exploration lessee to explore each drilling block or unit separately and give its data on same separately, continuing monthly with the furnishing of such data, and requires that its exercise of the option to lease be made upon and over the drilling blocks under separate and distinct identifications. The exploration contract specifically states in paragraph 3 thereof that it is made upon the express condition that exploration lessee shall have performed the work and things on its part agreed to be done.

3. The exploration lease contains on its face eleven drilling blocks in units of eleven different bodies of water embraced in the territory subjected to exploration, these eleven, of course, being subject to reduction under the ten mile rule of distance between any two of them. The applicant for drilling lease apparently treats the entire eleven bodies of water as one drilling block and offers a consideration only of \$500,00, which, in my opinion, is not the consideration called for under the original exploration contract, since it is impossible I believe to treat the entire explorable territory as one drilling block and offers a consideration only of \$500.00, exploration contract for consideration to be paid to give drilling leases.

4. The exploration lease would give the exploration lessee thereunder the right to drill within five years for oil on any drilling block. The applicant is proceeding upon the theory that the entire area involved constitutes only one drilling block, and, therefore, under its contract

it would have the right to withhold drilling operations for five years over the entire area. It is true the State can refuse to recognize an assignee from this exploration lessee but it is not true that the State can impose new terms upon such assignee with respect to this five-year drilling requirement, unless such assignee voluntarily accepted this new requirement, and such being the case, the exploration drilling lessee once having obtained its drilling lease could hold it without beginning drilling operations for this entire five-year period. The Trustees have been requiring drilling operations to lessees of State oil lands to begin within six and twelve months. As I understand it to be the policy now declared by the Trustees that in all drilling leases hereafter given, much shorter beginning of drilling operation requirements are to be imposed than a five-year non-drilling period.

5. The form of lease submitted by the applicant, Arnold Oil Explorations, Inc., does not segregate the drilling blocks, does not meet the consideration requirements in cash to be paid for each drilling block, and has not been approved by the Attorney General with respect to these provisions as a legal instrument.

Therefore, for the reasons above given and because of the fact that I believe it to be a good conveyance in form made by a lease containing only four signatures of the Trustees instead of all five, and due to the fact that I believe it to be a conveyance of valuable State property to a lessee who has not become entitled to same by rendering the performance required under the terms thereof, and believe further that in obtaining such lease Arnold Oil Explorations, Inc., under such circumstances would be the illegal grantee from the State of valuable oil properties, for which others are offering to competitively bid, I am withholding my signature from this proposed drilling lease to the Arnold Oil Explorations, Inc.; and following the holding of the Supreme Court of Florida in the case of State ex. rel. Attorney General vs. S. H. Kress & Company, 115 Fla. 189, 155 So. 823, that among

the common law powers and duties of the Attorney General are the following:

"The Attorney General has the power and it is his duty among the many devolving upon him by the common law to prosecute all actions necessary for the protection and defense of the property and revenue of the State \* \* \* and

"by proper proceedings to revoke and annual grants made by the State improperly or when forfeited by the grantee,"

I consider it my duty if this lease now signed by four members of the Trustees, and which I have and do hereby decline to sign, is to be delivered to the lessee, Arnold Oil Explorations, Inc., to take in my official name as Attorney General appropriate proceedings to annul same.

Please understand that this letter is in no sense a threat or challenge or attempt to exercise any veto power, but offered in the spirit of explanation and declaration of purpose, which in my judgment the members of the Trustees of Internal Improvement Fund are entitled to from me as one of such members, as well as in my capacity of Attorney General of this State.

Very respectfully submitted,

J. TOM WATSON,  
Attorney General.

JTW:HP

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Request was presented from the Department of the Interior, Fish and Wildlife Service, for lease involving 1900.18 acres of Trustees' land on Sanibel Island in Lee County. Offer of \$1 annually was made for the lease, to run from year to year with the Trustees having the right to terminate the agreement at any time upon ninety days' written notice.

Motion was made by Mr. Larson, seconded by Mr. Lee, to defer action on the request from the Department of the

Interior. Upon vote the motion was adopted and so ordered.

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Application was presented from M. F. Pollard of Sebring, Florida, offering \$28 an acre for the following described State land:

Lots 9, 10, 11, Section 20, Township 35 South,  
Range 31 East, containing 47 acres in Highlands  
County.

Mr. Bayless reported that the land is located on the East shore of Lake Istokpoga, about  $1\frac{1}{2}$  miles from Lorida. Recommendation was that the land be advertised for bids.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the land for competitive bids, based on the bid of \$28 from Mr. Pollard. Upon vote the motion was adopted.

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Mr. Bayless submitted telegram from C. A. Savage of Ocala, Florida, offering \$1,316.07 for land described as,

N $\frac{1}{2}$  of Lots 1 and 2; Lot 3; S $\frac{1}{2}$  of Lot 4, Section 4, Township 15 South, Range 24 East, containing 179.59 acres in Marion County.

Motion was made by Mr. Lee, seconded by Mr. Larson, that the Trustees defer action on the application from Mr. Savage pending investigation by Mr. Mayo. Upon vote the motion was adopted.

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Letter was submitted from Fred W. Vanderpool, advising that the Trustees issued Deed No. 16589-"B," dated September 14, 1932, in favor of Biscayne Bay Islands Company, conveying a strip 20 feet wide around an island on which to construct a bulkhead.

Mr. Bayless informed the Trustees that the strip was deeded for a consideration of \$1 and it was agreed that title to the strip would follow the upland for the benefit of the respective owners. Mr. Vanderpool reports that the company to which the strip was deeded is now trying to make purchasers pay \$100 per parcel for the strip and the present owners of the lots request that the Trustees go on record as condemning such action.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the matter be referred to the Attorney General with request that he make investigation and advise as to what may be done to stop this practice. Upon vote the motion was adopted and so ordered.

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The Secretary reported that insurance on the Launch Josephine expired May 6, 1944, and desired to know if the policy should be renewed.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the insurance on the Launch Josephine be renewed for another year. Upon vote the motion was adopted and bill in amount of \$70 ordered paid.

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Upon suggestion of Mr. Larson, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the Launch Josephine for sale. Upon vote the motion was adopted and the Secretary directed to have the proper notice of sale run in one or two newspapers in this section.

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Financial Statements for the month of April 1944, are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH OF  
APRIL, 1944

Balance as of April 1, 1944.....\$169,533.19

RECEIPTS FOR THE MONTH

Land Sales.....\$ 25,852.29

Land Sales—Chapter 14717—as  
follows:

Palm Beach County.....\$409.47

Dade County..... 10.00      419.47

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Farm Leases ..... 1,132.50

Sand and Shell Leases ..... 488.69

Mineral Leases.....	18.75
Grazing Leases.....	271.31
Timber Leases.....	15.90
Certified Copy of Minutes.....	5.00

Total Receipts for the month of April, 1944.....\$ 28,203.91

Total .....\$197,737.10  
 Less Disbursements for April, 1944.....\$ 2,473.54

BALANCE AS OF APRIL 29, 1944.....\$195,263.56

DISBURSEMENTS FOR THE MONTH OF  
APRIL, 1944

Date 1944	Warrant No.	Payee	Amount
April 14,	217820	J. Edwin Larson, ST, transfer 3% to GR.....	\$ 857.39
21,	223015	F. Elgin Bayless.....	37.50
	223016	W. B. Granger.....	28.35
	223017	Geo. M. Powell.....	37.50
	223018	James H. Millican, Jr.....	30.90
	223019	Southeastern Telephone Co. ....	12.45
	223020	E. R. Bennett, CCC.....	3.00
	223021	J. W. Coleman.....	5.00
	223022	D. S. Weeks, CCC.....	2.75
	223023	Hugh Culbreath, Sheriff.....	6.20
	223024	The Lake Worth Leader.....	7.50
29,	228186	F. C. Elliot.....	328.80
	228187	F. Elgin Bayless.....	294.25
	228188	M. O. Barco.....	151.80
	228189	Jentye Dedge.....	151.80
	228190	H. L. Shearer.....	75.00
	228191	J. B. Lee.....	20.00
	228192	David B. Ericson.....	192.40
	228193	Protective Life Ins. Co.— Ralph Newman Agencies.....	2.95
		Withholding Tax.....	228.00

Total Disbursements for the Month  
of April, 1944.....\$2,473.54

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH  
OF APRIL, 1944

April 1, 1944—Balance.....	\$24,132.50
Receipts .....	NONE
Disbursements .....	NONE
April 29, 1944—Balance.....	\$24,132.50

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH  
OF APRIL, 1944

Balance as of April 1, 1944.....	\$ 32,344.92
Receipts for the month.....	\$ 34,723.37
<b>Total</b> .....	<b>\$ 67,068.29</b>
Less Disbursements for the month.....	\$ 51,170.70
<b>BALANCE</b> as of April 29, 1944.....	<b>\$ 15,897.59</b>

DISBURSEMENTS FOR THE MONTH OF  
APRIL, 1944

Date 1944	Warrant No.	Payee	Amount
April 6,	213041	Burroughs Adding Ma- chine Co. ....	\$ 9.60
	213042	H. & W. B. Drew Co.....	42.37
	213043	Fred M. Burns, AAG.....	74.80
	213044	James H. Millican, Jr., AAG .....	40.50
21,	223025	The Western Union Tele- graph Co. ....	8.73
	223026	The H. & W. B. Drew Co.....	44.10
	223027	Guyte P. McCord, Clerk Supreme Court.....	7.80
	223028	J. F. Cochran, Postmaster	30.00
	223029	Woodrow M. Melvin, AAG	13.10
	223030	Lamar Warren, AAG.....	30.60
29,	228194	Ernest Hewitt.....	224.00

228195	Helen Phillips.....	149.40
228196	Mary Evans Voss.....	130.40
228197	J. R. Roberts.....	167.28
228198	M. O. Barco.....	25.00
228199	Jentye Dedge.....	25.00
228200	F. C. Elliot.....	50.00
228201	Aetna Life Ins. Co.—Ralph Newman Agencies.....	2.92
233225	J. Edwin Larson, ST, Transfer to GR.....	50,000.00
233226	Comptroller of Florida.....	19.10
	Withholding Tax.....	76.00

Total Disbursements for the Month  
of April, 1944.....\$ 51,170.70

#### SUBJECTS UNDER CHAPTER 18296

Mr. Martin F. Whalen of Miami, Florida, Attorney for the City of Hialeah, came before the Trustees and offered \$1 per lot or tract for conveyance under Chapter 21684, Acts of 1943, of approximately 5,500 lots. He stated that the City of Hialeah desired to get these lots back on the tax roll and that they had already made arrangements with private individuals to purchase certain parcels on which to construct houses for relieving the housing shortage in that section; that the property was all boomtime subdivisions without any buildings thereon and the City's main interest was to get the lots cleared up of all outstanding taxes and then sell the parcels clear of all liens.

Mr. Bayless reported that he had made an examination of the property and it was unimproved, the majority being nothing more than acreage with no improvements; that his information was that the City of Hialeah holds liens on the property amounting to approximately \$145,000.00 and the area is also subject to outstanding Everglades Drainage District, Dade Drainage District and Florida Inland Navigation District tax liens. His recommendation was that bid of the City be accepted with further agreement that the land be advertised and sold to the highest bidder when disposed of by the City.

Comptroller Lee acting as Chairman.

Motion was made by Mr. Mayo, seconded by Mr. Wat-

son, that the Trustees accept the offer from the City of Hialeah of \$1.00 per lot or parcel for the 5,507 lots or parcels applied for and that deed be made under Chapter 21684, Acts of 1943, conveying whatever title the State has in the land. Upon vote the motion was adopted, Governor Holland stated that he wanted it definitely understood that there were no buildings on the lots embodied in the application, to which Mr. Whelan replied that there was not a building of any kind on any of the lots or parcels applied for.

The Secretary reported that \$50,000 was transferred April 28 to General Revenue from funds under Chapter 18296, as follows:

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TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer

For transfer to General Revenue.....\$50,000.00

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
May 10, 1944.

The Trustees of the Internal Improvement Fund met this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. Edwin Larson, Treasurer.

Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliott, Engineer and Secretary.

F. E. Bayless, Land Clerk.

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Request was presented from W. Gregory Smith of Jacksonville, Florida, representing North Shore Corporation, for authorization for a State survey of the unsurveyed portions of Township 1 South, Range 28 East, lying North of the St. Johns River, and also upon completion of said survey that a corrective or quit claim deed be issued to North Shore Corporation conveying Sections 17, 22 and 25 in said township and range. North Shore Corporation agreed to pay for the survey if authorized by the Trustees, the surveyor to be acceptable to the Board.

Upon recommendation from the Secretary, motion was

was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the survey of the township as requested by Mr. W. Gregory Smith, on behalf of North Shore Corporation, subject to approval by the Attorney General of the authority of the Trustees for authorizing such survey—survey to be made at the expense of North Shore Corporation—but that action be withheld on request for issuance of corrective or quit claim deed pending outcome of the survey. Upon vote the motion was adopted and so ordered.

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Application was submitted from H. O. Sebring for permission to dig a ditch along the west side of land recently purchased by him for clients William J. Healey and H. N. Mallon, said land being described as follows:

E $\frac{1}{2}$  of E $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of E $\frac{1}{2}$  of E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of E $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23, All in Township 37 South, Range 30 East, containing 40 acres in Highlands County.

Mr. Sebring agrees to pay at the rate of \$15 an acre for any land should the ditch encroach on State property, adjoining land not having been surveyed the lines are not correctly established.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees grant permission to clients of Mr. Sebring for digging the ditch requested on the basis as outlined in his letter. Upon vote the motion was adopted and so ordered.

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Upon presentation of expenses of the Secretary's office, motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following expense accounts and miscellaneous bills be approved and the Comptroller authorized to draw warrants in payment therefor:  
Oakley F. Dodd, Clerk, U. S. Circuit Court of

Appeals .....	\$ 5.00
Southeastern Telephone Company, Tallahassee.....	12.50
William T. Hull, C.C.C., Hendry County.....	1.50
J. R. Peacock, C.C.C., Sarasota County.....	10.00
Mickler and Mickler, Attys. at Law, St. Augustine	65.30
Mrs. Vera C. Gammage, Pahokee.....	11.60
Thurman Knight, Belleglade.....	4,000.00
The Oil Trade Journal Publ. Corp., New Orleans..	4.50

Midyette-Moor Insurance Agency.....	70.00
David B. Ericson, Ass't. Geologist.....	38.50
<b>TOTAL</b> .....	<b>\$4,218.90</b>

### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for land under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bradford	2-14-44	10
Bradford	2-28-44	2
Brevard	2-29-44	45
Broward	2-21-44	49
Columbia	2-16-44	5
Dade	2-2 -44	50
DeSoto	3-11-44	3
Jackson	2-14-44	14
Nassau	2-14-44	12
Okaloosa	11-23-41	2
Orange	3-1 -43	1
Osceola	2-7 -44	31
Seminole	2-14-44	21
Sumter	2-7 -44	20
St. Johns	1-7 -44	27
Volusia	9-6 -43	1

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

The Secretary submitted for approval requests for correction deeds as follows:

Duval County Deed No. 686-Cor.—To correct name of grantee to read "J. H. Davie."

Duval County Deed No. 2057-Cor.—To correct name of grantee to read : Marguerite L. Paul."

Holmes County Deed No. 88-Cor.—To correct name of grantee to read "C. M. Goddin."

Holmes County Deed No. 132-Cor.—To correct Range number to read "Range 16."

Palm Beach Co. Deed No. 1714-Cor.—To correct

name of grantee to read "Henry Wester."  
 Pasco County Deed No. 722-Cor.—To correct  
 name of grantee to read "R. N. McMickle."

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve for execution and delivery the Correction deeds listed above in Duval, Holmes, Palm Beach and Pasco Counties. Upon vote the motion was adopted.

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The Trustees having requested Mr. F. E. Bayless to make examination of land applied for by the Board of Public Instruction of the counties of Polk and Sarasota, the following report was made:

Polk County—Auburndale School—Application for Lots 2 to 54 of Miralgo Subdivision, Section 2, Township 28 S., Range 25 E., lying in a contiguous body and located about 300 feet from existing school. Recommend that the property applied for by the Board of Public Instruction be conveyed, except all of Lots 2, 3, 4, 52, 53 and 54, which lots are adjacent to privately owned land and should be excluded from the application.

Polk County—Highlands City School—Application for N $\frac{1}{2}$  of Lot 1 and All Lots 2 and 4 of Block 4 Tier 9 of the original survey of Haskell, being a part of Section 14, Township 29 South, Range 24 East, located adjacent to land now owned by the School Board and used in connection with Highlands City School. Recommend that the Lots applied for be conveyed to the Board of Public Instruction.

Sarasota County—Sarasota Junior High School—Application to secure a site for a junior high school and for playgrounds and agricultural education, comprising lots in several blocks in Avon Heights subdivision in Section 29, Township 36 South, Range 18 East—2 $\frac{1}{2}$  acres. Lots located adjacent to Senior High School and lie within the boundaries of sixteen small blocks being acquired by the School Board. Recommend that the Trustees convey the lots applied for.

Sarasota County—Colored Newton High School and Elementary Schools—Application for that part of the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  lying East of the railroad, in Section 7, Township 36 South, Range 18

East, containing approximately 33 acres. Area lies adjacent to existing Negro schools and is desired in connection with recreational and vocational farm training of Negroes attending the schools. Recommend that the Trustees convey the E $\frac{1}{2}$  of the tract, which is high palmetto and suitable for the purpose desired, and retain the W $\frac{1}{2}$  which is covered with pine timber and lies immediately adjacent to the railroad.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the recommendations made by Mr. Bayless on the two applications from Polk County School Board and two applications from Sarasota County School Board, and authorize conveyance under Chapter 21684, Acts of 1943, the deeds to contain the reservation that the land be used only for public school purposes. Upon vote the motion was adopted and so ordered.

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Application was presented from the United States Government for lease on land in Orange County, being the

SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 34, Township 22 South, Range 30 East, containing 10 acres, the land being desired for military purposes of the Army.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize execution of lease in favor of the United States, covering the land desired, such lease to be renewable from year to year for the duration of the war plus six months. Upon vote the motion was adopted and so ordered.

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Requests were presented from the Division Engineer of the War Department for supplemental agreements involving two leases heretofore authorized which did not provide for cancellation upon notice of thirty days and renewal privilege.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize execution of Supplemental Agreement to be attached to leases designated as follows:

Gadsden County—Lease dated January 26, 1943, covering 1150 feet of land in E $\frac{1}{2}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 3, Township 3 North, Range 4 West, for use in connection with Bainbridge Basic Flying School;

Hillsborough County — Lease dated January 5, 1943, (W 2287-eng-2903) covering 3 acres of land in Hillsborough County for use in connection with Drew Field, Florida.

Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees withhold action on the following applications for oil and mineral leases on Murphy Act lands:

Earl T. Miller—Offer of 25 cents an acre for five-year lease on Alachua County land in Section 4, Township 10 South, Range 21 East;

Sidney A. Stubbs—Offer of 25 cents and acre for approximately 1400 acres of land in Liberty County.

Upon vote the motion was adopted and so ordered.

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Application was presented from City of Port Tampa, offering one-fourth of the 1932 assessed value for

Lot 4, Block 137, Port Tampa City S/D,  
with conveyance to be made under Chapter 21684, Acts of 1943.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of one-fourth of the 1932 assessed value—\$5—for Lot 4 as above and issue deed under Chapter 21684 as requested. Upon vote the motion was adopted.

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Request was presented from the City of Jacksonville for conveyance of a strip of land described as:

North 10 feet of Lot 2, Block 13, East Lewisville,  
Jacksonville,  
to be used in the widening of Winthrop Street.

The Secretary recommended that the conveyance be handled in manner similar to another recent request from the City of Jacksonville, which was that conveyance be made under Chapter 21684 of 1943, with the provision that no improvement taxes or lines be assessed against the remainder of the lot so long as title remains in the State.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize conveyance of the parcel applied for by the City of Jacksonville in the manner recommended by the Secretary; that deed be executed under the provisions of Chapter 21684, for public purposes only, conditioned that no improvement lien be assessed against the remainder of the lot while title remains in the State. Upon vote the motion was adopted and so ordered.

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Letter was presented from Sam Simonhoff of Miami, Florida, on behalf of Canal Lands Company, requesting that the Trustees allow sale to them of Sections 7 and 12, Township 59 South, Range 39 East, Dade County. Statement was made that the Company holds mortgages on the sections in question.

The Secretary explained that Sections 7 and 12 were formerly within the boundaries of the proposed Everglades National Park but on April 4, 1944, the Trustees authorized the Clerk to accept applications to purchase from Mr. Simonhoff's client, the said sections having been excluded from the park area; that on April 11 the Trustees authorized oil and mineral lease in favor of M. L. Benedum covering certain Murphy Act land, among which were Sections 7 and 12.

The members present were of the opinion that all Murphy Act land involved in oil leases should be withdrawn from sale for the term of the lease, but it was thought best to refer the Simonhoff question to the Attorney General; whereupon, motion was made by Mr. Mayo, seconded by Mr. Larson, that the matter be referred to the Attorney General for opinion as to whether or not the sale should be consummated in favor of Canal Lands Company, in view of the Trustees' direction to the Clerk opening the two sections for sale. Upon vote the motion was adopted and so ordered.

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Letter was presented from Roy Caruthers, Clerk of the Circuit Court of Sumter County, having reference to request from J. M. Goodwin that the Trustees reconsider action taken at the meeting April 1, directing that the land involved in the controversy between J. M. Goodwin and Mrs. Agnes Goethe be again advertised in order that both parties may have opportunity to bid on Sumter County

land in Section 4, Township 21 South, Range 22 East, reported in sale No. 62 dated January 10, 1944.

Upon reviewing the case, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to rescind former action, being of the opinion that it would be best to have such controversies settled at public sale. Upon vote the motion was adopted and so ordered.

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Application was submitted from the Board of Public Instruction of Franklin County for conveyance under Chapter 21684 of 1943, of

Lot 5, Block 10, Kelly's Plat of Carrabelle,

Offer of \$112.50 was presented from the City of Bran- the 1932 assessed value. Request was also made that the reservation for State Road right of way be 100 feet instead of 200, which was agreeable with the Road Department.

The Secretary reported that letter had been received from the State Road Department, stating that the 100 foot right of way would be sufficient to reserve through the lot applied for by the Board of Public Instruction.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$25 and authorize deed under Chapter 21684 conveying the lot applied for to the Board of Public Instruction of Franklin County, reservation for State Road purposes to be 100 feet. Upon vote the motion was adopted.

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Offer of \$112.50 was presented from the City of Bran- ford for purchase of

Lots 3, 4, 5, 7, 8, 9, 10 and 11 of Block 3, Bran- ford, Florida, Section 17, Township 6 South, Range 14 East, Suwannee County, request being made that conveyance be under Chapter 21684, Acts of 1943. Information was that the city proposed using the parcels as a City Park site.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer from the City of Branford for the eight lots in Block 3, the offer being equal to one-fourth of the 1932 assessed value, and that deed be exe-

cuted under the provisions of Chapter 21684. Upon vote the motion was adopted and so ordered.

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Upon discussion as to whether or not Murphy Act lands leased to M. L. Benedum for oil and mineral purposes should be withdrawn from the market, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees withdraw from sale the lands to be included in the Benedum lease and that the Clerk be instructed to not receive applications for the sale of any such lands. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline request of Mr. Evans Crary of Stuart, Florida, on behalf of C. B. Arbogast, for reduction of base bid to a minimum of ten per cent of the 1932 assessed value on approximately fifty lots in Salerno Shores, a Revised Plat of the First Addition to Port Salerno, in Township 38 South, Range 41 East, Martin County, for the reason that recently considerable activity has been evidenced in that section with offers of one-fourth of the 1932 assessed value or better. Upon vote the motion was adopted and the offer declined.

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The Secretary reported that Notice of Renewal for a period of one year had been received from the United States on the following leases on Murphy Act land and pursuant to action heretofore taken renewal of one year had been noted on said leases:

BROWARD COUNTY—Original lease dated September 2, 1943, No. W-09-026-eng-554—120 acres;

DADE COUNTY—Original lease dated September 28, 1943, No. W 09-026-eng-983—7.38 acres;

LAKE COUNTY—Original lease dated September 2, 1943, No. W 09-026-eng-573—10 acres;

LAKE COUNTY—Original lease dated April 13, 1943, No. W 2287-eng-15725—80 acres;

LEE COUNTY—Original lease dated August 26, 1942, No. W 2287-eng-1692—390 acres;

VOLUSIA COUNTY—Original lease dated February 9, 1943, No. W 2287-eng-15655—Tract of land.

The report was accepted and ordered recorded in the Minutes.

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Upon recommendation from the Secretary that the BASE BID and PROTEST rules be changed, motion was made by Mr. Mayo, seconded by Mr. Larson, that the "Guide of Procedure for Sale of Land Under Chapter 18296" be changed to read as follows:

"That the Base Bid on each parcel will be 25% of the assessed value for the year 1932, provided, however, that as to acreage, except land in Everglades Drainage District, no base bid will be less than at the rate of \$1.00 per acre. Acreage is defined as all land not described as municipal lots or composing parts of municipal subdivisions. The base bid rule shall apply except in case of modifications allowed by the Trustees under "Special Case Rule."

and

"Resulting from allowing protest, unless otherwise directed by Trustees, new advertisement and new bidding will be had in the regular manner. The parcel, sale of which was protested, will be included in an advertisement of a date not earlier than 30 days, or as soon after said 30 days as practicable. Amount deposited (protested bid plus not less than 10%) becomes the base bid for the new sale. Anyone may bid, including the person whose former bid was rejected.

Upon vote the motion was adopted.

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The Trustees deferred action on requests for cancellation of certificates under Chapter 18296.

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Letter was presented from the Attorney General recommending that the Trustees authorize execution of stipulations in condemnation suit of

U. S. vs. 440 acres of Land in Osceola County, Florida, and P. G. White, et al. No. 145-Orl-Civil, No. 5159.

such stipulations having reference to value of Murphy Act land designated as:

Trace 54—Lots 7 and 8, Block A ;

Tract 55—Lots 1 through 5, Block A, and  
Lots 1 and 2, Block C.

The letter states that the value placed on the tracts equals one-fourth of the 1932 assessed value.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trsutees approve execution of stipulations covering the above parcels as recommended by the Attorney General, and agree to accept the appraisal placed on the land by the United States. Upon vote the motion was adopted and so ordered.

Upon presentation of expenses under the Murphy Act, motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to issue warrants in payment therefor:

The Western Union Telegraph Company,	
Tallahassee .....	\$ 1.11
Bulkley-Newman Printing Company, Tallahassee .....	89.00
The H. & W. B. Drew Company, Jacksonville.....	13.75
E. B. Leatherman, C.C.C., Dade County.....	19.25
Capital City Publishing Co., Tallahassee.....	150.00
Clerk U. S. Circuit Court of Appeals, New Orleans .....	5.00
F. Elgin Bayless, Chief Clerk Land Office.....	90.85
Woodrow M. Melvin, Ass't. Atty. Gen.....	74.00
James H. Millican, Jr., Ass't. Atty. Gen.....	40.85
Comptroller, State of Florida.....	19.95
<b>TOTAL .....</b>	<b>\$ 503.76</b>

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
May 19, 1944.

The Trustees of the Internal Improvement Fund of the State of Florida met on this date at the Capitol Building.  
Present:

Spessard L. Holland, Governor.  
 J. M. Lee, Comptroller.  
 J. Tom Watson, Attorney General.

Payrolls of the Secretary's office were presented for approval of the Trustees.

Motion was made by Mr. Lee, seconded by Mr. Watson and duly adopted, that the following salaries be approved and that the Comptroller be authorized to issue warrants in payment therefor:

#### SALARIES UNDER CHAPTER 610

F. C. Elliot, Engineer and Secretary .....	\$ 400.00
F. Elgin Bayless, Chief Clerk Land Office .....	\$350.00
Less Insurance .....	2.95
	<hr/> 347.05
M. O. Barco, Clerk-Stenographer.....	175.00
Jentye Dedge, Clerk-Stenographer.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Timber Guard.....	20.00
David B. Ericson, Oil Assistant.....	250.00
Protective Life Insurance	
Ralph Newman Agencies.....	2.95
	<hr/>
TOTAL .....	\$1,445.00

#### SALARIES UNDER CHAPTER 18296

Ernest Hewitt, Clerk-Bookkeeper.....	\$250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk.....	\$175.00
Less Insurance .....	2.92
	<hr/> 172.08
M. O. Barco, Clerk-Stenographer.....	25.00
Jentye Dedge, Clerk-Stenographer.....	25.00
F. C. Elliot, Secretary.....	50.00
Aetna Life Insurance Co.	
Ralph Newman Agencies.....	2.92
	<hr/>
TOTAL .....	\$ 850.00

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
May 24, 1944.

The Trustees of the Internal Improvement Fund met on this date at the Capitol Building.

Present:

Spessard L. Holland, Governor.

J. M. Lee, Comptroller.

Nathan Mayo, Commissioner of Agriculture.

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Information was presented to the Trustees that Mrs. Delia Hendry had applied for cancellation of Certificate No. 536 of 1934, certified to the Trustees under Chapter 18296 as covering N $\frac{1}{2}$  of Lot 5, Block 4, Knight's Addition to Charlotte Harbor, Charlotte County, Florida. Request was based on the fact that Mrs. Hendry became a widow February 14, 1914; that she had two children dependent upon her for support and that she has not remarried; that the property was valued at \$100 in 1933, and that she was entitled to widow's exemption up to \$500.

Upon consideration of the facts presented, motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees disclaim interest in Certificate No. 536 of 1934, certified under Chapter 18296, and that the action of the Trustees be certified to the Comptroller. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
June 6, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. C. Bayless, Land Clerk.

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The following letter dated June 5, 1944, from Attorney General Watson was presented and read:

June 5, 1944.

Trustees of the I. I. Board  
Mr. Fred Elliot, Secretary  
C A P I T O L

My dear Sir:

As Attorney General and as a member of the I. I. Board, I take this means of officially calling to the Board's attention two matters that I consider to be of importance in our future program for leasing or otherwise alienating lands for oil development in this State: (1) I am taking the position that no oil lease can be made legally over more than 320 acres of land without previous advertisement for public and competitive sale. (2) I am taking the position legally that the people of the State have an interest in lake bottoms and shore line properties for fishing and bathing and the like, of which the legislature cannot deprive them by any legislation purporting to authorize State alienation of any interest, right, title or claim in, over or to such lands.

In view of the fact that Trustees of the I. I. Board have heretofore made three exploration contracts of water bottoms and shore line areas for oil development, it is my recommendation that the Board direct me as Attorney General to

notify the present holders of these leases concerned, its policy and future program for official action in alienating State lands for oil development purposes in the light of the two legal pronouncements which I have hereinabove made.

Please read this letter to the next meeting of the Board.

Yours very truly,

J. TOM WATSON,  
Attorney General.

JTW/lmh

Mr. Watson stated that as set forth in the foregoing letter he recommended that the Trustees direct him as Attorney General to notify all parties having oil lease contracts of the policy of the board and its future program.

Governor Holland asked if the two questions referred to in the letter were not now in Court, to which Mr. Watson replied that they were, and the Governor stated that he thought the Courts should determine these points.

Statements were made as to the preparation of the three leases involving large areas along the West Coast of Florida, Governor Holland stating that he has specifically asked the Oil Committee to be sure that proper precaution be taken to protect private waterfront property and the method of protection was entrusted to the Attorney General. Mr. Watson replied that he did not prepare the leases; that they were delivered to him and he made some changes and included certain matters the Governor requested put in; that he along with all other members of the Board approved the leases when presented.

Discussion was had as to how the different members voted on the Exploration Contracts, Mr. Watson stating that he did not vote for the contract in favor of Arnold Oil Explorations, Inc., on the Lake areas as he had serious doubt at the time, and is sure he so stated at one or two meetings of the Trustees, as to whether the Trustees had legal authority to make such contract; that he acknowledges that he has made mistakes but feels that these matters are of sufficient importance to call a special session of the Legislature to confirm the contracts made where the acreage is in excess of 320 acres.

Governor Holland stated he had no objection to testing in the Courts the position of the Trustees in acting as they

did in these matters but feels that it should be left to the Courts to determine; that he would object to notifying parties that the Trustees have changed their minds and take a different position to what they did in the contract.

Mr. Watson was of the opinion that the Trustees should adopt a policy as to the course of procedure to be followed in selling leases for oil and mineral rights and Governor Holland agreed that the policy should be formulated before anything more was done toward leasing State lands, but such policy would affect the future and not the past deals.

Mr. Watson stated that he was doing now what he should have done in the beginning—when the first applications were received for contracts, but because of the 1941 Act and because it was accepted as the guiding law, he refrained from taking a definite stand against leasing the land.

Mr. Lee stated he thought the Attorney General was right in the position he took when the contracts were authorized and still thinks he was right and that the Trustees do have authority to make leases for oil and mineral explorations.

Governor Holland stated there were two reasons why the request in the Attorney General's letter should not be granted: First, that any policy formulated now would look forward and not backward, and Second: That the Attorney General has raised questions in his suit, brought against four members of the Trustees, which will put the Board in the position of finding the allegations in the suit correct when they do not feel that they are.

Mr. Watson replied that he was not trying to put the Board in that position, but was only trying to clear his skirts as to the legal questions; that on one or two occasions he brought to the Board's attention the question of whether or not they were satisfied with the authority to deal with off-shore lands and the right to sell leases without competitive bidding; that he has gone ahead with his investigations and is convinced the Trustees do not have the authority.

Governor Holland read from the Minutes where the Attorney General presented the contracts and approved them.

Mr. Watson stated that he put into the leases what the

Governor requested him to, with which statement the Governor disagreed.

Mr. Watson moved that the recommendation contained in his letter of June 5, 1944, be acted upon one way or the other by the Trustees. Motion lost for lack of second.

Mr. Larson asked what would be the status of people like Humble Oil Company, to which Mr. Watson replied that he felt it was important enough to call the legislature into session to have the law changed or have them confirm sales made to these people; that the oil progress will be stopped until this question is solved and that the Trustees should request legislative action as to whether or not sales can be made with or without notice.

Mr. Lee stated that to do what the Attorney General asked would be to repudiate what has been done by the Trustees in the past.

Mr. Watson answered that it might be taken as action which gave color for repudiation; that he should have insisted, when the first contract was made, that the Trustees probably did not have the right to give leases over as much land as was given without competitive bidding.

Mr. Lee asked if the Trustees took action as recommended by the Attorney General would that amount to settlement of the litigation. Mr. Watson replied that in his judgment it would not.

Mr. Lee stated if the Trustees took the action requested it would mean acquiescing with the Attorney General in his admission that the contracts were not proper. Then on the other hand if the four members defend the suit instituted that will be saying the Attorney General is wrong.

Mr. Watson stated that he was making the issue as to whether the Trustees should put the public on notice and advise them of a definite policy in reference to future dealings with these lands.

Governor Holland stated that when the Attorney General addressed himself as to future dealings, he was willing to work it out, but would not take the position that the Trustees have misled people in going into these contracts; that he thought the Trustees had full legal authority to make the contracts then and feels the same way now.

Mr. Watson stated that he has admitted his responsibility and was not asking the Board to approve or disapprove

anything in the past; that there were two questions at issue, one being the right of the legislature to empower the Trustees to alienate the title to these lands, and the second was the authority to lease the drilling rights on over 320 acres without advertised notice and public sale; that three contracts have been executed covering the length of the West Coast and with each contract is form of lease in connection with which it was agreed that leases be given without competitive sales and without notice; that none of the leases have been asked for except in the Arnold case and that one was in litigation.

Mr. Larson stated that he thought it was rather unfair to bring up something at this late date affecting leases and contracts where companies are actually drilling wells; that Humble Oil Company has brought in a commercial well and has started drilling on two others, and to come in now and say the Trustees did not have the legal right to enter into such leases will bring confusion as to what has been done in the past and what is proposed to be done in the future.

Further discussion was had as to whether or not companies holding leases were dissatisfied with their leases.

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Mr. Watson moved that the Trustees approve the report of the Oil Committee and the opinion of the Attorney General, that Humble Oil and Refining Company be awarded the \$50,000.00 bonus for the first producing oil well in the State. Seconded by Mr. Larson.

Governor Holland stated that the award had been protested and a telegram was presented from Carl M. Bruckenfeld protesting the award of \$50,000.00 being given to Humble Oil Company for the reason that production of the well was not sufficient to entitle the Company to the award.

Discussion was entered into with reference to authorizing the award in favor of Humble Oil and Refining Company. The Comptroller took the position that it would be necessary to definitely dispose of the claim for the award made by Arrington and Sanford for bringing in an oil well at DeFuniak Springs, which he understood had never been disposed of. It was recalled that the DeFuniak Springs people had been requested to submit proof of their claim and that the State Geologist had gone over

to make an examination but was unable to view the well or make any contact with the owners or drillers, and in the absence of any proof there was no action necessary.

Inquiry was made as to the setting up of a fund from which the award should be paid as provided in the Law. Mr. Bayless informed the Board that a special fund had been set up and the sum of approximately \$30,000 had been deposited in that account.

Mr. Lee stated that before he could issue a warrant to any claimant for the award, or assignee of such claimant, the Arrington and Sanford claim would have to be disposed of by the Trustees.

Mr. Doyle Carlton, Attorney for Humble Oil and Refining Company, and other representatives of the Company were present, and had asked that the Trustees take action as to whether or not the award would be made in favor of their client, but upon hearing the position of the Comptroller they stated that they would like to have the matter settled satisfactorily to all members and would not push the matter at this time.

Mr. Lee stated that he agreed with the other members that Humble Oil and Refining Company was entitled to the award but was not ready for vote for paying the money out until the other claim was disposed of. He requested that some report be gotten from the claimants—Arrington and Sanford—or from the State Geologist on the matter.

Motion was made by Mr. Larson that the Trustees do now disallow the claim filed by A. G. Campbell, Jr. of DeFuniak Springs, on behalf of Arrington and Sanford, for the award for the first producing oil well. Motion seconded by Mr. Watson and upon vote unanimously adopted.

Mr. Watson withdrew his motion that Humble Oil and Refining Company be awarded the \$50,000.00, until the Comptroller had time to satisfy himself as to the DeFuniak Springs well.

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Mr. Watson retired from the meeting.

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Upon application from W. Terry Gibson of West Palm Beach, Florida, on behalf of client, with offer of \$150 an acre, the Trustees ordered advertised for competitive bidding certain land in Palm Beach County. Pursuant to such action the following Notice was published in the Belle Glade Herald, Belle Glade, Florida, in the issues of April 28, May 5, 12, 19 and 26, 1944:

### N O T I C E

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida offer for sale to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, May 30th, 1944, the following lands in PALM BEACH COUNTY, Florida, described as follows:

Tracts 1, 2, 3, 4, 5; E $\frac{1}{2}$  of SE $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1, Township 44 South, Range 36 East, containing 236.25 acres.

THIS NOTICE is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941. The TRUSTEES reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot,  
Secretary, Trustees I. I. Fund.

Upon announcement that the Trustees were ready to receive bids, the bid of \$150 from Mr. Gibson was the only one made. Mr. Bayless presented letter from Hugh Chamblee, who holds lease No. 179 on the land advertised, in which he offered to pay \$12 an acre for five-year lease on the tracts and agreed to relinquish the land at the end of any yearly period if use of the same was desired by any State agency.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$150 an acre from Mr. Gibson for the land advertised. Upon vote the motion was adopted and so ordered, Governor Holland voting No.

Mr. Mayo moved that the Trustees renew for a period of five years, Farm Lease No. 179 in favor of Hugh Chamblee covering 236 acres of the land described in above notice, payment to be at the rate of \$12 an acre annually, the lease to provide for relinquishment of the land at the end of any yearly period should the property be required by any State agency. Motion seconded by Mr. Larson and upon vote adopted.

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Based on application from Joe and Marlin Hilliard of LaBelle, Florida, for Hendry County land, the Trustees directed that the land be advertised for competitive bidding, whereupon the following Notice was published in the Clewiston News on April 21, 28, May 5, 12 and 19, 1944:

### N O T I C E

Tallahassee, Florida, April 13, 1944.

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale and receive competitive bids at Tallahassee, Florida, Tuesday, May 23rd, 1944, at 12:00 o'clock NOON, for the following parcels of land in HENDRY COUNTY, Florida:

SE $\frac{1}{4}$  and E $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 7; S $\frac{1}{2}$  of Section 19; N $\frac{1}{2}$  of Section 29, Township 46 South, Range 32 East, containing 880 acres.

Sale of the above will be subject to existing grazing lease which expires December 16, 1946.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941. The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot,  
Secretary.

Mr. Bayless called attention to the fact that the sale was advertised for May 23, but a quorum of the Trustees not being present on that date, the bids were received and held for final action. Bid of \$3 an acre from Joe and Marlin Hilliard was the only offer received for the land in the foregoing notice.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$3 an acre from Joe and Marlin Hilliard for Hendry County land above described. Upon vote the motion was adopted and so ordered.

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Based on application from E. S. Boyd, with offer of \$100 an acre, the Trustees authorized Sarasota County land advertised for objections only, and the following Notice was published in the Sarasota Herald, Sarasota, Florida, in the issues of April 21, 28, May 5, 12 and 19, 1944:

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale for objections only, in Tallahassee, Florida, at 12:00 o'clock Noon, May 23rd, 1944, the following lands in SARASOTA COUNTY, Florida, described as follows:

"From intersection of westerly meander of U. S. Government Lot 4, Section 1, Township 37 South, Range 17 East, and North line produced West of Lot 42, Block 52, Revised Plat of Siesta as recorded in the Public Records of Manatee County, Florida, Plat Book 1, page 243;

run South 4 degrees West along said meander 172.8 feet to a point on the South line produced West of Lot 36, Block 52, of said plat;

thence West along said line produced West to existing mean high water mark of the Gulf of Mexico a distance of 142.6 feet;

thence northerly along the existing mean high water mark of the Gulf of

Mexico to a point 102 feet West of the intersection of the U. S. Government meander aforesaid and North line of Lot 42 projected West;  
thence East along the projection of the North line of said Lot 42, 102 feet to the Point of Beginning first above described. Containing 45/100 of an acre."

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot,  
Secretary, Trustees.

The land having been advertised for hearing on May 23rd, and deferred for final action on this date, Mr. Bayless reported that there were no objections filed or presented to the sale and the offer of \$100 an acre was submitted for consideration.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$100 an acre from E. S. Boyd for Sarasota County land above described. Upon vote the motion was adopted and so ordered.

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Mr. Bayless submitted the following offers for land in Palm Beach County:

Colonel E. P. Gaines—Offer of \$15 an acre for those parts of Sections 14, 23 and 24, lying southwest of North New River Canal, in Township 46 South, Range 37 East, and \$10 an acre for the E $\frac{1}{2}$  of Section 22, Township 46 South, Range 37 East;

Julius F. Parker—Offer of \$15 an acre for the land lying in sections contiguous to State Highway No. 26 and \$10 an acre for sections not

touching Highway 26, in Township 46 South, Range 37 East: All Sections 14, 15, 22, 23 and 25, lying West of Highway, and All Sections 26, 27, 28, 33, 34, 35 and 36; also that part of Section 31, Township 46 South, Range 38 East lying West of Highway;

Wayne M. Neal of Knoxville, Tennessee—Offer of \$15 an acre for those parts of Sections 5 and 6, Township 47 South, Range 38 East, lying East of Road No. 26, and \$10 an acre for Section 4, Township 47 South, Range 38 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise for competitive bidding the land applied for by Colonel Gaines, Mr. Parker and Mr. Neal, based on the offers submitted by each. Upon vote the motion was adopted and so ordered.

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Offer of \$25 an acre was presented from Caldwell and Parker, Attorneys of Tallahassee, Florida, on behalf of client, for thirty acres of sovereignty land lying on the East and West side of Overseas Highway, at the point where said highway crosses Manatee Creek, which is the dividing line between Dade and Monroe Counties. The tract was described as mangrove swamp and desired as a fishing campsite.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise the land for competitive bidding and in the meantime that an investigation be made of the property and appraisal submitted to the Trustees. Upon vote the motion was adopted and so ordered.

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Request was presented from Henry C. Tillman, Special Attorney, Department of Justice of the United States, offering \$80 for the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7, Township 33 South, Range 31 East, Highlands County.

Mr. Bayless reported that appraisal shows the tract to be in a big prairie lying between Arbuckle Creek and Kissimmee River, running back into bay gall and not suitable for grazing purposes; that there is no timber on the land. Appraised at \$5 an acre. The land was inadvertently carried on the tax roll, sold under the Murphy

Act to W. Z. Carson who has agreed to sell the property to the Federal Government at a price of \$80.00.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Land Clerk inform Mr. Tillman of the appraisal on this parcel and suggest that a lease be granted to the United States for the duration of the war. Upon vote the motion was adopted and so ordered.

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Offer of \$5 an acre was presented from Cecil A. Tucker of Christmas, Florida, for

SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 24, Township 22  
South, Range 33 East, Orange County, Florida.

Appraisal on the land shows the value at \$5 an acre plus 250 cedar posts valued at \$25.00; low cabbage palmetto that could be made into fine pasture land.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the offer of \$5 an acre from Mr. Tucker be declined and a counter proposal be made to accept \$225.00 for the land and posts. Upon vote the motion was adopted and so ordered.

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Application was presented from C. A. Savage of Ocala, Florida, offering \$1,316.07 for the following described land:

N $\frac{1}{2}$  of Lots 1 and 2; Lot 3; N $\frac{1}{2}$  of Lot 4; All in  
Section 4, Township 15 South, Range 24 East,  
Marion County, containing 179.59 acres.

Mr. Mayo reported that he had investigated this land and the price offered was in line with the State's appraisal.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$1,316.07 from C. A. Savage for the land described. Upon vote the motion was adopted and so ordered.

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Request was presented from Austin Miller, Attorney of Jacksonville, Florida, on behalf of Mary Hayes Davis of Fort Myers, Florida, applying for release of canal res-

ervations to certain lots formerly deeded by the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize quitclaim deeds in favor of Mary Hayes Davis releasing canal reservations on the following lots conveyed by Deed No. 15898 dated December 28, 1904:

Lot 23, Block 358 and Lot 18, Block 378, General Plan of Clewiston, Florida, in Section 15, Township 43 South, Range 34 East—Hendry County, and

Lot 19, Block 139, Section 11, Township 42 South, Range 32 East, Glades County;

consideration to be \$10. Upon vote the motion was adopted and so ordered.

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Request was presented from H. D. Perry of Miami, Florida, for deed covering,

NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 34, Township 51 South, Range 41 East, containing 40 acres in Dade County.

Mr. Bavless informed the Board that the land was sold in April 1943 under Contract No. 18776 at a price of \$30 an acre, and that Mr. Perry had paid in on the contract \$1,293.36. Release of the 40 acres was desired in order that an exchange might be carried out for blocking up the holdings of Mr. Perry.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the request of Mr. Perry be granted and that deed be executed conveying the 40 acres described. Upon vote the motion was adopted and so ordered.

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Offer of \$150 an acre was presented from River Heights Board Yard, Tampa, Florida, for approximately two acres of sovereignty land in Tampa Bay, commonly known as "Paradise Island"—designated as PINE ISLAND on the U. S. Coast and Geodetic Chart. Information was furnished that the applicant desired the tract as a boat yard site, for the purpose principally of repairing and servicing boats of the United States.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to accept the offer of \$150 an acre from River Heights Boat Yard for Paradise and/or Pine Island, being approximately 628 feet long, East and West, by 119 feet wide, and that the island be advertised for objections only. Upon vote the motion was adopted and so ordered.

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Mr. Bayless submitted the following offers for Conch Key in Monroe County:

C. C. Ansley on behalf of Bill Turner—\$5,000.00

O. G. Lindsey—\$1,000 per acre cash.

The island is sovereignty land comprising between four and five acres, located at the west end of Long Key Viaduct in Section 15, Township 65 South, Range 34 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise Conch Key for competitive bidding based on offers submitted from Mr. Turner and Mr. Lindsey. Upon vote the motion was adopted and so ordered.

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Application was presented from J. W. Hamm offering \$150 an acre for sovereignty land lying along the West side of Government Lot 1 and W $\frac{1}{2}$  of North 12 chains of Government Lot 6, Section 24, Township 50 South, Range 42 East, Broward County. Mr. Bayless stated that this area was formerly part of New River Sound and lies immediately south of the Inlet to Port Everglades, Broward County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees offer the land for sale at competitive bidding based on the offer of \$150 an acre. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, to decline offer of \$30 an acre from L. S. Rensberg of Fort Lauderdale, Florida, for that part of

SW $\frac{1}{4}$  of Section 28, Township 50 South, Range 40 East, lying South of North New River Canal,

containing 86.95 acres in Broward County, the offer being less than the appraisal placed on the land. Upon vote the motion was adopted and so ordered.

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Mrs. Edna O'Guinn came before the Trustees with reference to leasing State land in Old Tampa Bay, stating that she had made arrangements with attorneys for Mr. J. Ray Arnold to secure an option on the land in Old Tampa Bay for a company she is representing, but desired to know if she could not get a lease direct from the State.

Governor Holland explained that no lease on Old Tampa Bay area had as yet been executed but a suit had been filed by the Attorney General against four members of the Trustees executing a lease in favor of Arnold Oil Explorations, Inc., on the Lake areas; that certain members of the board think Mr. Arnold is entitled to the lease on the coastal areas and others do not and at this time there is nothing that can be done and no action can be taken.

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Mr. A. R. Richardson, on behalf of Bessemer Properties, offered \$100 an acre for sovereignty land adjoining Lot 5, Section 15, Township 44 South, Range 43, owned by them. The land applied for is known as Pinners Island, located in Lake Worth, Palm Beach County, just south of the point where the West Palm Beach Canal empties into Lake Worth.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the offer of \$100 an acre from Bessemer Properties be accepted for the Island in Lake Worth, subject however to advertisement for objections as required by law. Upon vote the motion was adopted and so ordered.

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Mr. A. R. Richardson inquired as to whether or not the Trustees would consider an offer of \$25,000.00 per annum for leasing Pelican Bay area, now under lease to Richlands, Inc., with the privilege retained by the Trustees of leasing back a part of the area for the Prison Farm at Belle Glade.

The Minutes of August 12, 1936, were read having reference to preference of renewal in favor of Richlands, Inc.,

and discussion was had as to value of the improvements placed on the property by the Company, the manner in which a new lease would be entered into and also whether or not the tract would be leased at the expiration of the present lease.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees pay to W. R. Granger, Superintendent of St. Prison Farm No. 2, Belle Glade, Florida, a salary of \$50 per month for services rendered the Trustees in connection with rental of State lands, to become effective June 1, 1944. Upon vote the motion was adopted and so ordered.

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Comptroller Lee reported that in order to prevent default on the part of the Trustees Dean Tribble of his office had filed a general appearance on June Rule Day for the Trustees in the case of

J. Tom Watson, Attorney General, vs. Spessard L. Holland, as Governor, et al, as Trustees of the Internal Improvement Fund,  
but it would be necessary to have an Answer filed by the next Rule Day.

Governor Holland asked that the Comptroller, Treasurer and Commissioner of Agriculture select an attorney to defend the case on behalf of the Trustees.

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Financial Statements for the month of May, 1944 are as follows:

#### TRUSTEES INTERNAL IMPROVEMENT FUND UNDER CHAPTER 610

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#### FINANCIAL STATEMENT FOR THE MONTH OF MAY, 1944

Balance as of May 1, 1944 .....\$195,263.56

#### RECEIPTS FOR THE MONTH

Land Sales .....\$ 20,666.57  
Land Sales—Chapter 14717—as follows:  
    Palm Beach County ...\$ 51.60  
    Dade County ..... 10.00

Broward County .....	62.00	123.60
Farm Leases .....		2,660.37
Shell Leases .....		371.33
Mineral Leases .....		18.75
General Leases .....		157.50
Grazing Leases .....		266.70
Timber Leases .....		10.85
Certified Copy of Minutes .....		2.00
Vol. 23 Trustees Minutes and 2 Certified copies of Minutes.....		6.00
Balance, Case No. 788-M-Civil— U. S. Condemnation .....		.20
7 Fed. Farm Mtg. Corp. Bonds Cpns. @ \$1.50 — Entry No. 17,839—Axel Jensen .....		10.50
7 Fed. Farm Mtg. Corp. Bonds @ \$100.00 each Nos. 344258J/- 64D, incl., called 5-15-1944, Entry No. 17,839—Axel Jen- sen .....		700.00
Certified Copy of Deed Under Chapter 14,717 .....		2.00
Refund of Everglades Drainage Dis. Taxes paid on lands in Dade County .....		139.36
Total Receipts for month of May, 1944 .....	\$ 25,135.73	25,135.73
TOTAL .....		\$220,399.29
Less Disbursements for month of May, 1944.....		5,663.90
BALANCE AS OF MAY 31, 1944 .....		\$214,735.39

DISBURSEMENTS FOR THE MONTH OF  
MAY, 1944

Date	Warrant	Payee	Amount
1944	No.		
May 10,	239681	Oakley F. Dodd, Clk. U. S. Circuit Ct. of Appeals .....	\$ 5.00
12,	240991	Southeastern Telephone Co. ....	12.50
	240992	Wm. T. Hull, C. C. C. ....	1.50
	240993	J. R. Peacock, C. C. C. ....	10.00
	240994	Mickler & Mickler .....	65.30
	240995	Mrs. Vera C. Gammage .....	11.60

	240996	Thurman Knight .....	4,000.00
	240997	The Oil Trade Journal Pub. Co. ....	4.50
	240998	Midyette - Moor Insurance Agency .....	70.00
	240999	David B. Ericson .....	38.50
31,	253867	F. C. Elliot .....	328.80
31,	253868	F. Elgin Bayless .....	294.25
	253869	M. O. Barco .....	151.80
	253870	Jentye Dedge .....	151.80
	253871	H. L. Shearer .....	75.00
	253872	J. B. Lee .....	20.00
	253873	David B. Ericson .....	192.40
	253874	Protective Life Insurance Co.—Ralph Newman Agcy.	2.95
		Withholding Tax .....	228.00

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TOTAL DISBURSEMENTS FOR THE  
MONTH OF MAY, 1944 .....\$ 5,663.90

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TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH  
OF MAY, 1944

May 1, 1944—Balance .....	\$ 24,132.50
Receipts .....	5,179.50
Disbursements .....	None
May 31, 1944—Balance .....	\$ 29,312.00

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TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296  
FINANCIAL STATEMENT FOR THE MONTH  
OF MAY, 1944

Balance as of May 1, 1944 .....	\$ 15,897.59
Receipts for the month .....	38,716.85
<b>TOTAL</b> .....	<b>\$ 54,614.44</b>
Less Disbursements for the month .....	41,353.76
<b>BALANCE AS OF MAY 31, 1944</b> .....	<b>\$ 13,260.68</b>

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## DISBURSEMENTS FOR THE MONTH OF MAY, 1944

Date 1944	Warrant No.	Payee	Amount
May 12,	241000	Western Union Telegraph Co. ....	\$ 1.11
	241001	Bulkley-Newman Printing Company .....	89.00
	241002	The H. & W. B. Drew Co....	13.75
	241003	E. B. Leatherman C. C. C.	19.25
	241004	Capital City Publishing Co.	150.00
	241005	Clerk U. S. Circuit Court of Appeals .....	5.00
	241006	F. Elgin Bayless .....	90.85
	241007	Woodrow M. Melvin, AAG	74.00
	241008	James H. Millican, Jr., AAG .....	40.85
31,	241068	Comptroller of the State of Florida .....	19.95
	253875	Ernest Hewitt .....	224.00
	253876	Helen Phillips .....	149.40
	253877	Mary Evans Voss .....	130.40
	253878	J. R. Roberts .....	167.28
	253879	M. O. Barco .....	25.00
	253880	Jentye Dedge .....	25.00
	253881	F. C. Elliot .....	50.00
	253882	Aetna Life Ins. Co.— Ralph Newman Agencies....	2.92
	256492	J. Edwin Larson, State Treasurer, Transfer to GR	40,000.00
		Withholding Tax .....	76.00

TOTAL DISBURSEMENTS FOR THE  
MONTH OF MAY, 1944 .....\$ 41,353.76

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
June 7, 1944.

The Trustees of the Internal Improvement Fund met on  
this date in the office of the Governor at the Capitol.

## Present:

J. M. Lee, Comptroller.

J. Edwin Larson, Treasurer.

Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.

F. E. Bayless, Land Clerk.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$28 an acre cash from M. F. Pollard of Sebring, Florida, for

Lots 9, 10, 11, Section 20, Township 35 South,  
Range 31 East, containing approximately 47 acres  
in Highlands County,  
the appraised value in 1940 being in excess of the offer  
from Mr. Pollard. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$2000.00 from Ocala Manufacturing Company for all timber ten inches and up in diameter on land described as,

Lots 7 and 8; N $\frac{1}{2}$  of 9 in Section 30, Township 6  
South, Range 20 East, Bradford County,  
the offer being less than the appraisal placed on the timber. Upon vote the motion was adopted.

Motion was then made by Mr. Mayo, seconded by Mr. Larson, that the Trustees make counter proposal to sell the timber applied for by Ocala Manufacturing Company at a price of \$2700.00. Upon vote the motion was adopted and so ordered.

Application was presented from Joe Hilliard of LaBelle, Florida, with offer of \$2.50 an acre for the following described land:

N $\frac{1}{2}$  of Section 3; S $\frac{1}{2}$  of Section 13; N $\frac{1}{2}$  of Section 15, all in Township 46 South, Range 31 East,  
Hendry County.

Information was furnished that this land is pasture land and is located about 14 miles from Immokalee.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the property applied for by Mr. Hilliard be advertised for competitive bids, based on offer of \$2.50 an acre. Upon vote the motion was adopted and advertisement ordered.

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Offer of \$120 was submitted from R. C. Lewis of Hilliard, Florida, for purchase of

SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 4, Township 39 South,  
Range 30 East, Highlands County.

Mr. Bayless informed the board that the parcel applied for is located about thirteen miles from Venus and was appraised at \$3 an acre in 1941; also an estimated 7000 feet of timber with a market value of \$10 per thousand.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the offer of \$120 from Mr. Lewis for the land applied for in Highlands County. Upon vote the motion was adopted.

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Application was presented from H. Gregory of Miami, Florida, offering \$30 an acre for

Lot 1, Tract 14, Township 50 South, Range 41  
East, containing 2.38 acres in Broward County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$30 an acre for the lot applied for by Mr. Gregory, but that a counter proposal be made to sell the parcel at a price of \$50 an acre. Upon vote the motion was adopted and so ordered.

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Offer of \$145 was presented from Randolph Cobb of Orlando, Florida, on behalf of L. D. Gregg, for purchase of reclaimed lake bottom land on Lake Conway comprising 0.48 of an acre adjacent to upland property owned by Mr. Gregg.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$145 for the parcel applied for by Mr. Gregg, adjacent to his upland property on Lake Conway. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented application from Mr. F. N. K. Bailey of Sebring, Florida, on behalf of Dr. J. M. Gilbert, offering \$15 an acre for a parcel of land described as,

Lot 1, Section 32, Township 35 South, Range 30 East, containing 23.26 acres in Highlands County.

The property is located on Lake Istokpoga and is appraised at \$3 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$15 an acre from Dr. Gilbert for the Lot as described. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$300 from G. Fred Andrews for 120 acres of land in Union County described as,

S $\frac{1}{2}$  of Lot 7, Section 18 and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 34, Township 5 South, Range 20 East, recommendation from the Land Office being against acceptance, for the reason that the property was appraised at \$942.25 in 1939. Upon vote the motion was adopted and the offer declined.

Upon motion of Mr. Mayo, seconded by Mr. Larson and duly adopted, action was deferred on request from T. B. Ellis, Jr., of Fort Pierce, for assignment of Mortgages No. 17271 and No. 17272 involving land in St. Lucie County sold to him in August, 1925.

Motion was made by Mr. Larson, seconded by Mr. Mayo, to defer action on applications from the following parties interested in oil leases:

Pure Oil Company for lease on reserved interest in land in Gulf County—122.04 acres;

Humble Oil and Refining Company for lease on 40,000 acres of land in Palm Beach and Broward Counties;

W. G. Blanchard for permission to do certain geophysical work in Biscayne Bay; and

River Oil Company for lease covering 1384 acres of water bottoms in Suwannee River.

Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees file for future consideration the application from John Allen for lease of all or any portion of the submerged land around the West coast of Florida. Upon vote the motion was adopted.

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The Trustees ordered filed as information the wire from Charles H. Warmick with reference to reward for oil discovery, and also letter from the Attorney General relative to rights of the Trustees to dispose of mineral reservations.

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Mr. Bayless reported that he had been furnished with map showing the various claimants of Porpoise Island, an island on the Pine Island Road in Lee County, but there seemed to be some conflicts which he would like to work out before presenting to the Trustees for final disposition.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the matter be referred to Mr. Bayless for adjustment of the claims before presenting to the Trustees for action. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that pursuant to application from Mr. Hubert Rutland of St. Petersburg, presented to the Trustees April 11, 1944, the Trustees ordered advertisement of State land in Manatee County for competitive bidding on May 16, based on an offer of \$3.50 an acre, and the following Notice was published in the Bradenton Herald in the issues of April 14, 21, 28; May 5 and 12, 1944:

#### N O T I C E

Tallahassee, Florida, April 12, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida and the STATE BOARD OF EDUCATION of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, May 16th, 1944, for lands in MANATEE COUNTY, Florida, described as follows:

SW $\frac{1}{4}$  of NE $\frac{1}{4}$ ; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  & W $\frac{1}{2}$  of Section 26:

S $\frac{1}{2}$  of NE $\frac{1}{4}$ ; N $\frac{1}{2}$  of SE $\frac{1}{4}$ ; NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 27:

NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 28:

SW $\frac{1}{4}$  of NE $\frac{1}{4}$ ; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29:

NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 30:

SW $\frac{1}{4}$  of SE $\frac{1}{4}$ ; SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 33:

N $\frac{1}{2}$ , Section 36, all in Township 34 South, Range 20 East.

Above subject to Manatee Valley Dr. Dist. Taxes.

All Section 16, Township 34 South, Range 20 East,

containing a total of 1802.42 acres.

THIS NOTICE is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The TRUSTEES and the BOARD OF EDUCATION reserve the right to reject any and all bids.

BY ORDER OF THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND and the STATE BOARD OF EDUCATION OF THE STATE OF FLORIDA.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees

Colin English, Secretary, State Board of Education.

A quorum not being present May 16th, bids were received on that date and held for final action. The only bid received for the Trustees' land was that of Mr. Hubert Rutland of \$3.50 an acre, conveyance to be made subject to outstanding Manatee Valley Drainage District taxes.

Motion was made by Mr. Larson, seconded by Mr. Mayo, to confirm sale in favor of Hubert Rutland to the land owned by the Trustees as described in the Notice at a price of \$3.50 an acre, subject to all outstanding Manatee Valley Drainage District taxes. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented applications for purchase of Palm Beach County land, title to which vested in the State under the provisions of Chapter 14572 of 1929, together with resolutions adopted by the Board of County Commissioners of Palm Beach County, recommending sale at the

prices offered. The said offers include \$5 each for release of oil and mineral reservations.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the following offers for the land in Palm Beach County:

Clevie B. Davis—Offer of \$66.77 for Lots 100 and 102, Acrehome Park;

L. G. Hollon—Offer of \$45.44 for Lot 8, Block 1, Inlet Grove, an Addition to the Town of Riviera;

S. A. Butler—Offer of \$38.61 for Lots 29 and 30, Block 10, 3rd Add. Acrehome Park;

Henry DeLoach—Offer of \$53.27 for Lots 14, 15, 18 and 19, Block 2, 3rd Add. Acrehome Park;

John Tate—Offer of \$36.56 for Lot 19, Block 7, 1st Add. Acrehome Park;

Joe Youngstrom—Offer of \$43.59 for Lots 41 and 42, Block 12, Monroe Heights;

Robert E. Lee—Offer of \$36.78 for Lots 7 and 8 of Block 13, Monroe Heights,

Robert E. Lee—Offer of \$38.13 for Lots 9 and 10 of Block 13, Monroe Heights,

which offers include \$5 each for release of the oil and mineral reservations; also that it be understood that the State will receive the full amount of State taxes, the Trustees \$5 for each deed, and the County to receive a pro rata share as set out in the resolutions and statements submitted by the Board of County Commissioners of Palm Beach County. Upon vote the motion was adopted and so ordered.

Application was presented from Wm. J. Sullivan, Jr., offering \$130 for Lots 1 to 13, inclusive, Block 29, Siesta Beach, Sarasota County, title to which lots vested in the State under the provisions of Chapter 14572.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$130 from Mr. Sullivan, but that counter proposal be made to accept \$200 for the lots. Upon vote the motion was adopted and so ordered.

Letter was presented from Attorney General J. Tom Watson, requesting issuance of warrant for \$25 in favor

of J. W. B. Shaw as Referee in Bankruptcy case of Holland et al. vs. R. E. Skinner.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize issuance of warrant for \$25 in favor of J. W. B. Shaw as requested by the Attorney General. Upon vote the motion was adopted and so ordered.

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Application was presented from Ned Kocher of Canal Point, Florida, to purchase land in Section 3, Township 40 South, Range 38 East, Martin County, title to which came to the State under the provisions of Chapter 14717, Everglades Act of 1931. Offer of \$3005.12 was made for the land with cash payment of \$829.41 and the remainder in one, two and three equal annual payments. Request was made that the cash payment cover the NE $\frac{1}{4}$  of the Section.

Upon recommendation from the Secretary that the offer be accepted, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept \$3005.12 for the land owned by the Trustees under Everglades Drainage District tax sale certificates, located in Section 3, Township 40 South, Range 38 East, Martin County, payments to be made as requested by Mr. Kocher with six per cent interest on deferred payments. Upon vote the motion was adopted and so ordered.

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Telegram was presented from Mr. Truman Green, President of the Tampa Chamber of Commerce, requesting appointment to appear before the Trustees with reference to oil leases along the Gulf Coast of Florida.

After contacting all member of the Trustees, motion was made by Mr. Larson, seconded by Mr. Mayo, that the appointment be made for 9:30 o'clock Friday Morning, June 9th, and that Mr. Mayo give out to the press the information that the hearing will be had for Tampa Chamber of Commerce and anyone interested is invited to be present. Upon vote the motion was adopted and so ordered.

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Comptroller J. M. Lee asked if anything had been done with reference to claim from Sanford and Arrington for award of \$50,000 as a bonus for bringing in the first pro-

ducing oil well, and upon information that nothing further had been done he requested that Dr. Herman Gunter, State Geologist, be asked to submit a report on the well and get official action as to the status of the claim; also notify claimants to make a showing and submit proof as to their statements. Further discussion was had as to the advisability of paying out the \$50,000 award to any one while litigation was still pending on oil lease questions.

Mr. Larson stated that no proof had been received from Sanford and Arrington to substantiate their claim and the law put the burden of proof on the claimant. Mr. Lee contended that so long as the validity of the claim was not determined by the Trustees, it was still pending, but a report from the State Geologist could clear up the matter.

Governor Holland requested that Dr. Gunter be requested to submit a report on the well for presentation at the next meeting. It was so ordered.

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Mr. Mayo presented letter from L. W. Duval of Ocala, Florida, requesting that the Trustees execute quit claim deed in favor of Mr. Roy Ott for the purpose of clearing title to a parcel of land described as,

5 acres in the NW Corner of Lot 24, Jas. McIntosh Subdivision of W $\frac{1}{2}$  of Sanchez Grant, Marion County.

Information was that the parcel was deeded February 4, 1931, by Ed. Carmichael and wife to the State of Florida for use of the State Road Department; that on July 2, 1941, the State Road Department conveyed the land to Marion County as a road camp site, which camp was never built. September 12, 1941, Marion County sold the property to Roy Ott and Mr. Ott desires a quit claim deed from the State to remove a cloud from the title, caused by conveyance from the State Road Department rather than from the State of Florida.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the matter be referred to the Attorney General for opinion as to whether or not the Trustees should authorize the quit claim deed requested. Upon vote the motion was adopted.

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Mr. Elliot presented list of bills from the Secretary's

office covering expense accounts, miscellaneous items and cost of Plymouth car, with insurance thereon, for the use of Mr. Bayless.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the following bills be approved and the Comptroller authorized to issue warrants in payment therefor:

F. Elgin Bayless, Chief Clerk Land Office .....	\$ 32.50
Woodrow M. Melvin, Ass't Atty. Gen. ....	59.00
James H. Millican, Jr., Ass't Atty. Gen. ....	13.50
Lamar Warren, Ass't Atty. Gen. ....	72.11
Comptroller, State of Florida .....	114.08
Southeastern Telephone Company, Tallahassee...	6.75
Rose Printing Company, Tallahassee .....	860.00
The H. & W. B. Drew Company, Jacksonville.....	5.50
Midyette-Moor Insurance Agency, Tallahassee ...	80.95
Royal Motors, Inc., Jacksonville .....	1,657.03
First Title Guaranty and Abstract Company, Key West .....	7.00
J. Alex Arnette, C. C. C., Palm Beach County...	3.92
The Belle Glade Herald, Belle Glade .....	5.49
The St. Augustine Record, St. Augustine .....	7.50
The Clewiston News, Clewiston .....	9.75
The Tallahassee Daily Democrat, Tallahassee .....	5.60
John W. B. Shaw, Referee, Tampa .....	25.00
<b>TOTAL .....</b>	<b>\$ 2,965.68</b>

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	2-23-44	45
Baker	12-10-43	14
Bay	2-21-44	5
Brevard	3-20-44	32
Charlotte	1-10-44	54
Citrus	2-22-44	11
Citrus	3-21-44	14
Columbia	3- 8-44	4
DeSoto	4-17-44	5
Flagler	3- 6-44	6
Franklin	3- 6-44	11

Franklin	10- 4-43	3
Hardee	1- 3-44	16
Hardee	1- 7-44	20
Hillsborough	3-13-44	94
Holmes	3- 6-44	1
Holmes	4- 3-44	5
Indian River	3-13-44	6
Lake	2-14-44	80
Leon	5- 1-44	7
Madison	1- 3-44	2
Marion	2- 7-44	42
Nassau	3-20-44	7
Okeechobee	2-24-44	30
Orange	2- 7-44	58
Pasco	2- 7-44	30
Polk	2-29-44	84
Sarasota	3- 6-44	34
Seminole	3-13-44	33
St. Johns	3- 9-44	15
St. Lucie	3- 6-44	8
Taylor	2-25-44	1
Taylor	3-10-44	1
Volusia	1- 4-43	1
Volusia	1- 3-44	45
Walton	3- 6-44	3
Walton	3-22-44	3

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Applications were submitted for correction deeds in Monroe and Seminole Counties as follows:

Monroe County Deed No. 242—Cor.—To change name of grantee from Selina Fowler, deceased, to Leona Bullard, heir;

Seminole County Deed No. 739—Cor.—To Geo. A. Speer, Jr., to omit oil and mineral reservation erroneously included in original deed.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of Monroe County Deed No. 242-Cor., and Seminole County Deed No. 739-

Cor., for the reasons stated. Upon vote the motion was adopted and so ordered.

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Three applications were presented for releasing parts of State Road right of ways in Franklin, Hillsborough and Pinellas Counties. The Secretary advised that the State Road Department had recommended the release of portions of the right of ways as applied for.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize execution of quit claim deeds as follows for the purpose of releasing portions of State Road Right of Ways:

Franklin County Deed No. Quit Claim 73—To Board of Public Instruction of Franklin County;  
Hillsborough County Deed No. Quit Claim 2189—To C. W. Hill and Leota Hill, his wife;  
Pinellas County Deed No. Quit Claim 997—To Freddie Lee Wilder as trustee for Elizabeth Wilder.

Upon vote the motion was adopted and so ordered.

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Three applications were presented from the State Road Department for easements through Murphy Act land in Duval, Marion and Pasco Counties.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easements in favor of the State Road Department for use in connection with State roads designated as:

Duval County—Road No. 553—Proj. 4500—SRD No. 77, Lots in Jacksonville Heights Townsite in Sections 10 and 15, Township 3 South, Range 25 East;

Marion County—Road No. 2—Proj. 520—SRD No. 3, Lots 1 and 2, Block B, South Lake Weir, Section 29, Township 17 South, Range 24 East;  
Pasco County—Road No. 15—Proj. 5257—SRD No. 194, Lots in Crescent Park, Section 16, Township 25 South, Range 16 East; Tracts in Sections 19 and 32, Township 25 South, Range 16 East, and Block 6 in C. E. Crafts Sub. No. 7, Section 16, Township 26 South, Range 16 East.

Upon vote the motion was adopted and so ordered.

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Application was presented from the Navy Department for permission to use Murphy Act land in Broward County as a bombing target.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Permit for Bombing Target in favor of the United States Navy, covering parcels of land located in Sections 2 and 26, Township 51 South, Range 39 East, Broward County. Upon vote the motion was adopted and so ordered.

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Two applications were received from the United States, War Department, for leases on Murphy Act land in Lake and Orange Counties to be used for military purposes.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute leases in the usual form in favor of the United States covering areas designated as:

Lake County—Lots 1 to 17, inclusive, and Lot 19, Block 31, City of Clermont, comprising 2.07 acres;

Orange County—5 acres in Section 34, Township 22 South, Range 30 East.

Upon vote the motion was adopted and leases authorized.

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Application was presented from City of Port Tampa for conveyance under Chapter 21684 of 1943, of

Lot 6, Block 231, Port Tampa Sub., Hillsborough County,

with offer of \$5 which was equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer from the City of Port Tampa for the lot applied for and authorize deed executed under Chapter 21684. Upon vote the motion was adopted and so ordered.

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The Trustees deferred action on application from Judge

Rivers H. Buford for oil lease on Murphy Act land in Township 2 North, Range 7 West, Liberty County.

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Request was presented from J. D. Cox for allowance of protest to sale on April 3, 1944, of Lots 27 and 28, Block 3, Sims Addition to Ocoee, Florida, Orange County. Information was furnished that Lot 27 was sold to Withers Christian Memorial Church and Lot 28 sold to Edwin H. Pounds; that Mr. Cox who applied to purchase the lots was not present at sale and the property was bid in by the above parties; that Mr. Cox was not former owner but maintains a 'Trucker's Station' hauling fruit and the noise and conduct of the drivers was annoying to the church members and private homes adjoining. Mr. Cox has deposited amount necessary to protect the bid within the 21-day period but purchasers request that the protest be disallowed for the reasons stated.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to allow protest and directed that deeds be executed in favor of the purchasers at the sale. Upon vote the motion was adopted and so ordered.

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Letters were submitted from John D. Bischoff of Jacksonville, Florida, requesting cancellation of certain tax sale certificates covering land in Section 6, Township 4 South, Range 28 East, Duval County, also described as Sweetwater Farms, title to which land vested in the State under Chapter 18296.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the matter be referred to the Attorney General for an opinion as to the authority of the Trustees to disclaim interest in the certificates. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported renewal of the following leases in favor of the United States for a period of one year:

Alachua County—40.21 acres for Municipal Airport No. W 2287-eng.-1702;

Duval County—1 acre in Cedar Bay Heights, Section 8, Township 1 South, Range 27 East No. W 09 026-eng.-998;

Franklin County—130 acres at Apalachicola for

Military Reservation and Airport—No. W 2287-eng.-1404;

Sarasota County—Tract at Venezia Park, Section of Venice—No. W 2287-eng.-15208.

The report was ordered filed as information.

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The Secretary presented list of certificates under Chapter 18296 which the Clerks of the Circuit Courts of various counties had requested cancelled.

Without objection it was ordered that action be deferred until the full membership of the Trustees could be present.

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Mr. Larson called attention to several cases where there seemed to be confusion as to the date oil and mineral reservations were included in deeds under the Murphy Act. The notice sent out by the Trustees to all Clerks of the Circuit Courts was read and Mr. Larson stated that it seemed clear to him that conveyance of any land advertised for sale January 1, 1944, and thereafter would carry the oil and mineral reservation; that one case in particular had been called to his attention, and that was the request from Mr. Lowndes Treadwell of Arcadia, Florida, that the Trustees convey without the reservation for oil and minerals the following described land:

Fractional Section 1, Township 42 South, Range 22 East, Sections 3 and 6, Township 42 South, Range 23 East, Charlotte County.

Request was based on the statement that Mr. Treadwell, Mrs. John Treadwell and Mrs. McConnell were former owners of the land, and also that application was made prior to action of the Trustees ordering the reservation in the deeds.

Examination of the file disclosed that application for one parcel was made prior to the order of the Trustees but there was no information as to application date for Sections 3 and 6.

Upon a discussion of the request, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees execute deed to Fractional Section 1, Township 42 South, Range 22 East, without the oil and mineral reservations and that information be obtained as to application date

on the other sections. Upon vote the motion was adopted and so ordered.

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The Secretary presented letter from George J. Dykes, Clerk of the Circuit Court of Lake County, asking that the Trustees review a case heretofore presented involving application from A. L. Cashwell for purchase of the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 22, Township 23 South, Range 25 East, Lake County. Representation was made that application was received from Mr. Cashwell for the remaining land under Certificates 301 and 302 of 1921, which was the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of the above section, township and range, but through error 20 acres were omitted from the advertisement. The omitted parcel has since been advertised and the Clerk requests permission to accept bid of \$5 for the 20 acres.

Upon reviewing the entire file in the case, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer of \$5 for the twenty acres above described and authorize deed executed to Mr. Cashwell as requested by Mr. Dykes. Upon vote the motion was adopted and so ordered.

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The Secretary reported the following transfer to General Revenue Fund from receipts under Chapter 18296:

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for  
Transfer to General Revenue .....\$40,000.00

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the following expense accounts and miscellaneous bills and authorize the Comptroller to issue warrants in payment therefor:

Woodrow M. Melvin, Ass't Atty. Gen. ....	\$ 36.95
James H. Millican, Jr., Ass't Atty. Gen. ....	13.50
Capital Office Equipment Co., Inc. ....	2.35
Rose Printing Company, Tallahassee .....	860.75
Guyte P. McCord, Clerk, Supreme Court .....	6.50
<b>TOTAL .....</b>	<b>\$ 920.05</b>

Upon motion duly adopted the Trustees adjourned.

J. M. LEE,

Comptroller—Acting Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
June 8, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

J. M. Lee, Comptroller.

J. Edwin Larson, Treasurer.

Nathan Mayo, Commissioner of Agriculture.

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The matter of selection of an attorney to represent four members of the Trustees of the Internal Improvement Fund in suit filed by the Attorney General, the style of said suit being

J. Tom Watson, Attorney General vs. Spessard L. Holland as Governor, et al as Trustees of the Internal Improvement Fund,

was discussed. Unanimous recommendation of the three members was in favor of Mr. J. Turner Butler of Jacksonville, Florida. Whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. J. Turner Butler be retained by the Trustees for handling the above styled cause, the fee for such services to be decided at a later date. Upon vote the motion was adopted and so ordered.

Upon motion duly adopted, the Trustees adjourned.

J. M. LEE,

Comptroller—Acting Chairman.

ATTEST: Jentye Dedge, Acting Secretary.

Above action subsequently approved by me as Governor.

SPESSARD L. HOLLAND, Governor.

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Tallahassee, Florida,  
June 9, 1944.

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The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor.  
 J. M. Lée, Comptroller.  
 J. Edwin Larson, Treasurer.  
 J. Tom Watson, Attorney General.  
 Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
 F. E. Bayless, Land Clerk.

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A Committee from the Tampa Chamber of Commerce having requested a meeting with the Trustees on this date, the delegation was composed of the following :

Truman Green, Chairman of the Committee and  
 President of the Chamber of Commerce.

T. G. Nixon,  
 E. P. Taliaferro,  
 Carlton C. Cone,  
 All of Tampa, Florida.

Others present were :

James P. Galbraith, Jr., Tallahassee, Florida.  
 J. L. McCord, Miami, Florida.  
 Pres. Cochrane, Tallahassee, Florida.  
 Lucie Lee Marsh, Tampa, Florida.  
 LeRoy Collins, Tallahassee, Florida.

Governor Holland called the meeting to order with the statement that Mr. Truman Green, President of the Chamber of Commerce of Tampa, had requested opportunity for members of his organization to appear before the Trustees with reference to granting oil leases along the gulf coast of Florida. The Governor read excerpts from the Minutes of the Trustees dating back to July 29, 1941, at which time applications were presented from A. E. Freel, Arnold Oil Explorations and Wm. G. Blanchard and Associates, for oil leases covering State lands; also from other Minutes on down to the time of delivery of oil leases to Arnold Oil Explorations, Inc.

The different members offered comments with reference to Minutes read, after which members of the Committee from Tampa were invited to present their views on the subject.

Mr. Green as spokesman read a telegram sent to Governor Holland on May 25, 1944, from the Executive Committee of the Tampa Chamber of Commerce as follows:

"The Executive Committee of the Tampa Chamber of Commerce is not opposed to State meeting commitments on oil leases in the State's interest.

We are concerned, however, about protecting private property developed on Gulf coast beach areas of Florida. We desire strongly to recommend leases excluding areas where residential beach development has occurred or areas which are potential for such development. We will also welcome and request full information from your Board concerning protection afforded to residential property owners on tidal waters and the minimum distance a well may be drilled from a navigable or projected channel.

G. C. CURTIS, Secretary,  
Tampa Chamber of Commerce."

pursuant to which telegram this date was set for the hearing.

Mr. Green informed the Board that his Committee was not here to criticize the action of the Trustees as they were very anxious to see the State's resources developed and desired that all possible benefit accrue to the State from oil production, but were very much concerned that adequate provision be made for protecting and safeguarding private property, gulf front beaches, channels and navigable waterways along the gulf coast.

Comments were made by other members of the delegation and questions asked and discussed with reference to oil leases, policies of the Trustees, and the possibility of re-negotiating with lease-holders as to protective measures along the beaches and privately owned property on the gulf coast of Florida.

Governor Holland suggested that the Tampa Chamber of Commerce, through its counsel, submit written suggestions and recommendations giving specific areas and what

protective measures would be desirable.

Mr. Green stated that his Committee would have the proper suggestions drawn and would also confer with adjacent towns and communities and get their feeling as to areas to be included; that the report would then be forwarded to the Trustees.

In conclusion Comptroller Lee moved that the Trustees extend to the committee from the Tampa Chamber of Commerce, and others, its thanks for their fair-minded interest, open-minded position, and for coming to Tallahassee to get the facts upon which to base their conclusions; also, that the motion embody an expression from the Board that it is the desire of the Trustees to preserve the beauty and value of the beaches of Florida and if possible that renegotiations be entered into with holders of leases with a view to protecting the beaches of the State. Motion seconded by Mr. Mayo.

Mr. Watson was of the opinion that there should be separate motions made covering the two subjects.

Discussion was had on the motion, after which the motion was put and the vote recorded as follows:

Yeas: Governor, Mr. Lee, Mr. Larson, Mr. Mayo;  
Mr. Watson desired his vote recorded as No with the explanation that he expressed his thanks to the Committee personally and individually, but as to that part of the motion with reference to directing any appeal to the holders of the contracts, he had already stated his position.

Complete transcript of statements made at the meeting will become a part of the records of the Trustees but not set forth in detail in the Minutes of this date.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
June 20, 1944.

The Trustees of the Internal Improvement Fund met

this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Tom Watson, Attorney General.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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The Secretary presented the Minutes of the Trustees for March 7, 22, 27, 28, April 4, 11 and May 10, 1944.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Minutes presented be approved. Upon vote the motion was adopted and so ordered.

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The Trustees on May 9th authorized advertisement of land in Leon County located on Lake Munson, applied for by Mrs. Lona Roberts and Mr. T. M. Moore, both offering \$10 an acre, and the following advertisement was published in the Daily Democrat, a newspaper published at Tallahassee, Florida, in the issues of May 19th, 26th, June 2nd, 9th and 16th, 1944:

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, will offer for sale to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, June 20th, 1944, the following described land in LEON County, Florida, as follows:

Approximately 15 acres of land bordering Lake Munson in Section 26, Township 1 South, Range 1 West.

The Trustees reserve the right to reject any and all bids.  
By order of the Trustees of the Internal Improvement Fund.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Description of the land was read out and bids called for.  
Mr. Bayless presented the bid of \$10 an acre from Mrs.

Lona Roberts. Mr. T. M. Moore raised his original bid of \$10 an acre to \$16 an acre. Mr. A. R. Richardson, on behalf of Dr. D. I. Rainey, raised the bid to \$25 an acre.

Motion was made by Mr. Lee to reject all offers and substitute motion was made by Mr. Watson to accept offer of \$25 an acre. Both motions were lost for lack of seconds, and at the suggestion of the Governor it was ordered that all bids be held for consideration at the next meeting of the full membership.

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Pursuant to action of the Trustees May 9th, on application from Milton J. McDonald of Jacksonville, Florida, offering \$7.50 an acre for purchase of Palm Beach County land, the following Notice was published in the Belle Glade Herald on May 19, 26, June 2, 9 and 16, 1944:

### N O T I C E

Tallahassee, Florida, May 11, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, June 20th, 1944, for lands in PALM BEACH COUNTY, Florida, described as follows:

Tracts 1, 2, 3, 4, 5, 6, 7, 26, 27 and 28, Section 35,  
Township 44 South, Range 35 East, containing  
196 acres more or less.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.  
By Order of the Trustees of the Internal Improvement  
Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees.

Upon call for bids, Mr. Bayless presented offer of \$7.50 an acre from Milton McDonald, whereupon A. R. Richardson, representing United States Sugar Corporation, bid \$8 an acre. No further bids were offered.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept offer of \$8 an acre from United States Sugar Corporation for the land described in the Notice. Upon vote the motion was adopted and so ordered.

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On May 9th the Trustees received application from Duncan Padgett offering \$375 for approximately 1.75 acres of land in Palm Beach County. The land was ordered advertised for competitive bids and the following Notice was published in the Palm Beach Post on May 19, 26, June 2, 9 and 16, 1944:

## N O T I C E

Tallahassee, Florida, May 15, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, June 20th, 1944, the following described lake bottom land in PALM BEACH County, described as follows:

Begin at the Southwest Corner of Section 17, Township 42 South, Range 37 East, Palm County, Florida;  
 North 0° 16' West (assumed) 135.6 feet to the West Bank of Pelican River, The Point of Beginning;  
 North 0° 16' West, 502.00 feet, South Bank of West Fork;  
 North 75° 56' East, 80.97 feet, along South Bank;  
 N. 68° 18' East, 268.00 feet to confluence;  
 South 27° 39' West, 700.80 feet along the West Bank of Pelican River to the Point of Beginning.  
 Containing 1.83 acres.

The Trustees reserve the right to reject any and all bids.  
 By Order of the Trustees of the Internal Improvement Fund.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
 Trustees I. I. Fund.

The offer of \$375 from Duncan Padgett being the only bid received, motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept \$375 for the parcel described, being in the town of Pahokee. Upon vote the motion was adopted and the offer accepted.

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On May 9th, the Trustees agreed to advertise for objections only a small island of approximately one acre in Brevard County, applied for by Leonard B. Newman, on behalf of M. H. Poe, with offer of \$50.00. The following

Notice was published in the Star Advocate, Titusville, Florida, in the issues of May 19, 26, June 2, 9 and 16, 1944:

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale for objections only, in Tallahassee, Florida, at 12:00 NOON, June 20th, 1944, the following lands in BREVARD COUNTY, State of Florida:

“Start at an iron pipe at the S.W. Corner of Block H. of Le Baron’s Plat of Titusville as recorded in Plat Book No. 1, Pages 8, 9 and 10, Records of Brevard County, Florida;  
thence, run East on the South Line of said Lot H. 185.0 feet to the waters of Indian River,  
thence, on a continuation of said South line 1125.0 feet to the point of beginning.  
From said point of beginning run North 38° West 178.0 feet;  
thence, North 52° East 213.6 feet;  
thence, South 38° East 210.0 feet;  
thence, South 52° West 172.65 feet West;  
thence, West 51.97 feet to the point of beginning, containing one acre more or less and being a small island and submerged lands lying East of Block H. aforesaid. The said Block H. being a part of Government Lot 1, Section 3, Township 22 South, Range 35 East, Brevard County, Florida, according to survey and description made by L. R. Paxton, Co. Surveyor in June, 1942.”

This Notice is published in compliance with Sections 253.12 and 253.13, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement Fund.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees.

No objections being filed or presented, motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept \$50.00 from Mr. Poe for the island in Indian River, described in the above Notice. Upon vote the motion was adopted and the sale confirmed.

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Mr. Bayless presented application from Julian E. Ross of Fort Lauderdale, Florida, on behalf of Tanger Investment Company, offering \$50 an acre for land in

Lot 1, Tier 14, Township 50 South, Range 41 East, Newman's Survey of Broward County, containing 2.38 acres.

Information was furnished that on June 6th, 1944, the Trustees agreed to sell this parcel to H. Gregory at a price of \$50.00 an acre but nothing has been heard from Mr. Gregory since he was notified of action taken. Also Tanger Investment Company owns the remaining 7.62 acres of Lot 1.

Upon recommendation of the Land Clerk that the land be sold to client of Mr. Ross, motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept the offer of \$50 from Tanger Investment Company for parcel in Lot 1 as above described. Upon vote the motion was adopted and so ordered.

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The Trustees deferred action on application from Humble Oil Company for lease on 40,000 acres of State land in Broward and Palm Beach Counties, as provided in Chapter 20667, Acts of 1941, and also on application from River Oil Company for lease on 1384 acres of water bottoms in the Suwannee River, Townships 3 and 4 South, Range 11 East.

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Offer of \$50 was submitted from Frank D. Guernsey of Orlando, Florida, for 1.11 acres of marginal land adjacent to upland property owned by him on Lake Conway, Orange County.

Mr. Bayless informed the Board that land on Lake Conway had been selling for \$300 an acre for sometime and recommended that the offer of \$50 be declined.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline offer of \$50 an acre from Mr. Guernsey for tract of land on Lake Conway, but that counter proposal be made to accept a price of \$300 an acre. Upon vote the motion was adopted.

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Offer of \$10 an acre was submitted from J. E. Sims of

Lake Placid, Florida, for

E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 23, Township 37 South,  
Range 30 East, Highlands County.

The land was described as being located in the Bay Gall about six miles from Lake Placid near Parker Island with an appraised value of \$15 an acre.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the Trustees decline offer of \$10 an acre from Mr. Sims for the land applied for, and that counter proposal be made to accept \$15 an acre. Upon vote the motion was adopted and so ordered.

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The Trustees directed held for a meeting when the full membership can be present the items listed under 7, 8 and 10, from

Ray M. Browne of Belle Glade, Florida, offering \$200 for 1 $\frac{1}{2}$  acres of lake bottom land in Sections 26-43-36, Palm Beach County;

T. B. Ellis, Jr. of Fort Pierce, Florida, for assignment of mortgage on land in St. Lucie County purchased in 1925;

Thomas L. Glenn, Jr. of Sarasota, Florida, for adjustment of mortgage on land in Sarasota County purchased by his father and W. B. Harvard in 1926.

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Offer of \$2.50 an acre was submitted from Vose Babcock for land described as,

W $\frac{1}{2}$  of Section 27, Township 47 South, Range 34 East, Hendry County.

Mr. Bayless reported the land appraised at \$2.50 an acre.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the land be advertised for competitive bidding, based on offer of \$2.50 an acre from Mr. Babcock. Upon vote the motion was adopted.

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Application was presented from M. D. Carmichael to purchase 15.64 acres of marginal lands lying between his upland property in Section 2, Township 41 South, Range 37 East, Palm Beach County, and the right of way of

United States Levee, the parcel applied for being located between Conners Highway and Florida East Coast Right of Way and between Florida East Coast right of way and Okeechobee Levee.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees authorize sale of the parcel at a price of \$75 an acre, similar land in that area being sold at that price, it being understood that the right of way desired by the State Road Department would be reserved but not from the 15.64 acres applied for. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the following described land, applied for by G. Oliver of Lake Worth, Florida, with offer of \$30 an acre, be advertised for bids:

Section 23, Township 44 South, Range 35 East,  
containing 640 acres in Palm Beach County.

Upon vote the motion was adopted and the land ordered advertised.

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Offer of \$14 an acre was presented from G. V. Hudson of Sebring, Florida, for land described as,

Lots 14 and 15, Section 12, Township 35 South,  
Range 30 East, containing 78.4 acres in Highlands County.

Mr. Bayless informed the Board that the land is located on the north shore of Lake Istokpoga, is appraised at \$13.50 an acre and is under lease to Rudy Ashton until August 1, 1944.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees advertise the land described for competitive bidding, and that Mr. Ashton be notified of the proposed sale in order that he may bid if he so desires. Upon vote the motion was adopted and the land ordered advertised.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline offer of \$25 an acre for 320 acres in Section 28, Township 53 South, Range 40 East, Dade County, applied for by H. H. Levins, the price being insuf-

ficient. Upon vote the motion was adopted.

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Request was submitted from Seminole County, offering \$2.00 an acre for,

Unsurveyed Sections 32 and 33, Township 19  
South, Range 32 East, containing 135 acres in  
Seminole County.

Mr. Bayless reported that with the exception of approximately 2 acres the tract is in the St. Johns River marsh and has been appraised at \$2.00 an acre; that the County desires the land for a public fishing camp and on which hunters of Seminole County can hunt duck. Also, it is agreeable that the Trustees reserve the mineral rights and include in the deed a reversion clause should the property be used for other than public purposes.

Motion was made by Mr. Watson, seconded by Governor Holland, that the Trustees authorize sale of the land described in favor of Seminole County upon payment of \$2.00 an acre. Upon vote the motion was adopted, Comptroller Lee voting No on the motion.

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Application was presented from H. L. Lyons of Pompano, Florida, offering \$5 an acre for

SW $\frac{1}{4}$  and E $\frac{1}{2}$  of Section 6, Township 49 South,  
Range 41 East, Broward County.

The land was described as being located 9 miles Northwest of Fort Lauderdale in the sawgrass area, and it was recommended that the land be advertised for bids.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees advertise for competitive bidding the land applied for by Mr. Lyons, minimum bid to be not less than \$5 an acre. Upon vote the motion was adopted and so ordered.

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Mr. Watson recommended that the Trustees be represented at a conference to be held in Denver, Colorado, by the Interstate Oil Compact Commission, starting June 30th. Discussion was had as to whether one or more persons should go.

Motion was made by Mr. Watson that either Mr. F. E

Bayless, Land Clerk, or Mr. Richard Ervin, of his office, attend the meeting. Motion seconded by Governor Holland and adopted, Comptroller Lee voting in the negative.

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Mr. H. H. Henderson of Alachua County, Florida, made application for the purchase of

Section 22, Township 4 South, Range 20 East,  
containing 640 acres in Union County.

It was stated that the majority of the section is located in Swift Creek Pond, and all the timber was sold from the tract to Neil A. Adams of Gainesville, Florida. Offer of \$1 an acre was made by Mr. Henderson for this land.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees advertise the land for competitive bidding, with a minimum offer of \$1 an acre. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented application from Curtis D. Barton of Williston, Florida, for Levy County land, title to which vested in the Trustees through foreclosure under Chapter 14572, Acts of 1929. The following offers were submitted:

\$241.00 for  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  and  $E\frac{1}{2}$  of  $NW\frac{1}{4}$  of  
Section 20, Township 13 South, Range 18 East—  
160 acres;  
\$410.00 for  $E\frac{3}{4}$  of Section 31, Township 13 South,  
Range 18 East—480 acres,  
plus fifty cents an acre for release of oil and mineral  
rights.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the Trustees reject offers from Mr. Barton and suggest that he raise his bids if he cares to purchase the land. Upon vote the motion was adopted and so ordered.

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Offer of \$75 was submitted from Velmont J. Fabre of Sarasota, Florida, for

Lot 12 of Block 15, Sarasota Beach, Sarasota  
County,

title to the lot having vested in the Trustees under Chapter 14572, Acts of 1929.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline offer of \$75 for the Lot but agree to accept \$100 should Mr. Fabre desire to raise his offer. Upon vote the motion was adopted and so ordered.

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Offer of \$10 an acre was submitted from Julian E. Ross of Fort Lauderdale, Florida, for 95.67 acres of State land, title to which vested in the Trustees through settlement with Everglades Drainage District under Chapter 14717, Acts of 1931. The land applied for is located in Sections 13, 24 and 25, Township 50 South, Range 41 East, Newman's Survey, and recent sales in that locality have been on the basis of \$40 an acre.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline offer of \$10 an acre from Mr. Ross, and suggest that an offer in line with current prices would have consideration. Upon vote the motion was adopted and so ordered.

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Mr. Elliot requested reconsideration of action taken June 7th on application from Ned Kocher for purchase of land owned by the Trustees under Everglades Drainage District tax certificates, the former joint owner of land, Eva C. Miller, having requested that her application also be considered. The Secretary recommended that the land be sold to the former owners on purchase contract on the basis of one-fourth cash payment with balance payable in one, two and three years at six per cent interest; that upon completion of contract payments the Trustees execute deed naming as grantees both of the former owners.

Discussion was had as to the description of the property applied for, whereupon, motion was made by Mr. Watson, seconded by Mr. Lee, that the matter be referred to the Attorney General for opinion and recommendation. Upon vote the motion was adopted.

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Mr. Elliot presented report from the Tampa Chamber of Commerce, making recommendations to the Trustees as to oil drilling leases along the Gulf Coast of Florida.

Motion was made by Mr. Watson that the Trustees defer action on the Report until the members of the Board have had opportunity to give individual consideration to the recommendations. Motion seconded by Mr. Lee and so ordered.

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Mr. Elliot reported that following instructions from the Trustees he had written Dr. Herman Gunter, State Geologist, and Mr. A. G. Campbell, Jr., attorney for Sanford and Arrington, and had received the following replies:

Letter from Dr. Gunter:

"Tallahassee, Florida,  
June 10, 1944.

Honorable F. C. Elliot,  
Engineer and Secretary,  
Trustees of the Internal Improvement Fund,  
Tallahassee, Florida.

Dear Sir:

In reply to your letter of June 8:  
After the reported discovery of oil in the Sanford and Arrington well near DeFuniak Springs, Walton County, I visited it on November 5 and November 18, 1942. My letter to Governor Holland, dated November 19, 1942, gives the facts that were obtained on the November 18 visit. On November 28 another letter sets forth conditions, and on December 11 a brief note gives observations that were made. Later, on January 9, 1943, representatives of this Department were in DeFuniak Springs and attempted to obtain information. No satisfactory evidence was obtained relative to the claims made, and the operators of the well failed to offer proof that they are entitled to the \$50,000 bonus for the first producing oil or gas well under Chapter 20667, Laws of Florida, Acts of 1941..

Very sincerely yours,  
HERMAN GUNTER,  
State Geologist.

HG:cl

cc: Gov. Spessard L. Holland."  
Telegram from Fred T. Sanford:

"DeFuniak Springs, Fla.  
1944 June 19

Trustees Internal Improvement Fund

Relet 9th to A. G. Campbell I personally knew nothing of claim wired you November 18th, 1942, we were never entitled to the money or acreage

as the well never produced commercially Stop  
However I am convinced that there was oil coming from the well-When I get legal matter cleared up and am free of Arrington I hope to bring in a field here.

FRED T. SANFORD."

Comptroller Lee stated that the Trustees still have no definite report that the well was not and never had been a commercial well and until a report of that kind had been received, showing that there was no basis for the claim made by Sanford and Arrington, he would not issue a warrant paying out the award called for under Chapter 20667.

Upon inquiry as to what kind of report he would require, Mr. Lee stated that he desired a report or letter from the State Geologist stating definitely whether or not the DeFuniak Springs well has been or is now a commercially producing well.

Governor Holland suggested that if satisfactory to the Comptroller the Trustees now approve the award in favor of Humble Oil Company conditioned upon Dr. Gunter reporting that the well was not now and never had been a commercial well under the terms of the Act. The suggestion not being satisfactory to Mr. Lee, the Governor directed that the matter be held for future action and Mr. Elliot was requested to ask Dr. Gunter to furnish a letter or report stating definitely whether the DeFuniak Springs well was now or ever had been a producing oil well.

The matter was ordered deferred.

Recommendation was presented from Mr. F. E. Bayless that E. T. Morris be reimbursed for taxes paid on land conveyed to him by the Trustees in 1943. Statement was made that the amount of \$152.95 paid out by Mr. Morris represents taxes due for the years 1938, 1941 and 1942 which should have been paid by the Trustees.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees authorize reimbursement to E. T. Morris in amount of \$152.95 for taxes paid. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Watson, seconded by Mr. Lee and adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptrol-

ler be authorized to draw warrants in payment therefor:	
Bulkley-Newman Printing Company, Tallahassee.....	\$ 14.00
Clewiston Abstract Company, Moore Haven.....	22.50
B. D. Pearson, Sheriff, Sarasota County.....	19.60
The Belle Glade Herald, Belle Glade.....	8.23
E. T. Morris, Belle Glade.....	152.95
W. B. Granger, Belle Glade.....	29.20
Woodrow M. Melvin, Ass't. Atty. Gen.....	15.00
James H. Millican, Jr., Ass't. Atty. Gen.....	39.00
F. Elgin Bayless, Chief Clerk Land Office.....	46.70
F. C. Elliot, Engineer and Secretary.....	400.00
F. Elgin Bayless, Chief Clerk Land	
Office .....	\$350.00
Less Insurance .....	2.95
	<hr/> 347.05
M. O. Barco, Clerk-Stenographer.....	175.00
Jentye Dedge, Clerk-Stenographer.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Timber Guard.....	20.00
David B. Ericson, Oil Assistant.....	250.00
Protective Life Insurance	
Ralph Newman Agencies .....	2.95
W. B. Granger, Rent Agent.....	50.00
	<hr/>
TOTAL .....	\$1,842.18

### SUBJECTS UNDER CHAPTER 18296

The Trustees had for reconsideration Franklin County sale of February 7, 1944—Report No. 39—involving sale to the City of Carrabelle and protest by John C. Moore.

Mr. W. L. Mowbray, City Clerk of the City of Carrabelle, was present and stated that money had been allocated for the Water Plant and it was necessary that the City have title to the lot at an early date or the money would not be available.

It was ascertained that a motion made at a recent meeting was pending approval by the Attorney General and a report from Mr. Watson was ready for presentation.

Upon consideration of all information submitted, motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept bid of the City of Carrabelle in amount of \$166.00 and approve preparation and execution of two deeds covering such sale, (pursuant to agreement between the City and Mr. Moore) one to be in favor of Mrs. Susie

G. Moore and the other to the City of Carrabelle. Upon vote the motion was adopted and so ordered.

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Letter was presented from the Clerk of the Circuit Court of Lake County—Honorable Geo. J. Dykes, requesting that the Trustees rescind action heretofore taken rejecting all bids less than \$1 an acre reported on sales made prior to May 10th.

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees stand by action heretofore taken and advise Mr. Dykes that unless applicants raise bids to \$1 an acre, they stand rejected. Upon vote the motion was adopted and it was ordered that this action apply to all counties where the bids were less than \$1 an acre, except bids heretofore accepted.

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Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	3-29-44	35
Bay	3-20-44	9
Brevard	1-12-44	60
Broward	3-20-44	97
Clay	4-22-44	10
Escambia	2-26-44	14
Gadsden	4-17-44	2
Hardee	2-7 -44	11
Hardee	3-6 -44	9
Hillsborough	3-27-44	106
Indian River	4-17-44	19
Indian River	4-24-44	28
Levy	3-6 -44	11
Manatee	3-6 -44	40
Osceola	3-6 -44	50
Walton	2-9 -44	14

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Memorandum was presented of telephone conversation between Mr. Gabby Knowles, County Attorney for Manatee County, and the Comptroller's office with reference to Murphy Act land included in foreclosure suit by the County. Suggestion was made that the Trustees request Mr. Hubert Blakely of Bradenton to file the necessary papers to have the Murphy Act lands excluded from the suit.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the matter be turned over to the Attorney General to take up with Mr. Blakely for the purpose of filing petition for re-hearing to have the Murphy Act lands, erroneously included, eliminated from the suit. Upon vote the motion was adopted and so ordered.

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Letter was presented from Everglades Drainage District, requesting that the Trustees change the East boundary line of the Conservation Area in Palm Beach County to conform to the west boundary of Lake Worth Drainage District, said area having been designated by the Trustees August 3, 1943, and continued indefinitely by action of January 27, 1944. Mr. Elliot indicated on the map the slight change to be made and explained that it would make no material difference. The Conservation Area at present is described as follows:

“Line between Townships 44 and 45 as the North boundary; Range line between Ranges 39 and 40 as the West boundary; Hillsborough Canal as the South boundary, and the Range Line Canal as the East boundary.”

Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees amend the Minutes of August 3, 1943, and January 27, 1944, by changing the boundaries of Conservation Area in Palm Beach County to read as follows:

“Line between Townships 44 and 45 as the North boundary; Range line between Ranges 39 and 40 as the West boundary; Hillsborough Canal as the South boundary, and the West boundary of Lake Worth Drainage District will be the East boundary line of the Area.”

Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Lee and adopted, that the following salaries, expense accounts

and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payments therefor:

Western Union Telegraph Company, Tallahassee..	\$ 1.12
Bulkley-Newman Printing Company, Tallahassee..	27.50
Rose Printing Company, Tallahassee.....	2.75
J. F. Cochran, Postmaster.....	30.00
Ernest Hewitt, Clerk-Bookkeeper.....	250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk .....	\$175.00
Less Insurance .....	2.92
	<hr/> 172.08
M. O. Barco, Clerk-Stenographer.....	25.00
Jentye Dode, Clerk-Stenographer.....	25.00
F. C. Elliot, Secretary.....	50.00
Aetna Life Insurance Co.	
Ralph Newman Agencies.....	2.92
	<hr/>
TOTAL .....	\$ 911.37

The Secretary reported that there would be available for transfer to General Revenue from funds under Chapter 18296 the amount of \$26,000, and that warrant would be drawn as follows:

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson  
State Treasurer

For transfer to General Revenue.....\$26,000.00

The following refund checks were issued during the month of June, 1944, under authority of the Trustees November 29, 1940:

B. J. Benson	
c/o Roy Caruthers, C.C.C.	
Sumter County	
Bushnell, Florida .....	\$30.00
Roosevelt Smith	
c/o Roy Caruthers, C.C.C.	
Sumter County	
Bushnell, Florida .....	7.50
	<hr/>
	\$37.50

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
June 27, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

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Pursuant to action of the Trustees May 9th, on application from Walter O. Johns to purchase Martin County land, title to which vested in the State under Chapter 14572, Acts of 1929, the following Notice was published in the Stuart News, June 1st and 8th, 1944:

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, through the Clerk of the Circuit Court of Martin County, will receive competitive bids at 10 o'clock A. M. on the 17th day of June, 1944, at the Court House in Stuart, Martin County, Florida, for the following described land:

Sections 1, 2, 11, 12, 13 and 14, Township 38 South, Range 39 East, containing 3,871 acres in Martin County, Florida.

The Trustees reserve the right to reject any and all bids. Fifty per cent of oil and mineral rights and seventy-five per cent of phosphate and other minerals will be reserved.

Terms: Cash, or one-third cash and balance in two equal annual payments with interest at the rate of six per cent

By Order of the Trustees of the Internal Improvement Fund.

By: J. R. POMEROY,  
Clerk Circuit Court  
Martin County.

Bid of Walter O. and R. C. Johns in amount of \$3 an acre being the only offer received, motion was made by Mr. Mayo, seconded by Mr. Larson, to accept such bid; payment to be one-third cash and the balance in two equal annual payments with interest at the rate of six per cent per annum. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that pursuant to request from Comptroller Lee for a definite report or statement from the State Geologist as to whether or not the DeFuniak Springs oil well of Sanford and Arrington was a producing well, the following letter was received from Dr. Herman Gunter on the subject:

"Tallahassee, Florida,  
June 21, 1944.

RE: Sanford and Arrington well  
Sec. 17, T1N. R18W, Walton Co.

"Honorable Fred C. Elliot, Secretary,  
Trustees of the Internal Improvement Fund,  
Tallahassee, Florida.

Dear Mr. Elliot:

In further reference to the Sanford and Arrington well near DeFuniak Springs, Walton County, this well to my knowledge has not been and is not now a producing oil well.

Very sincerely yours,  
HERMAN GUNTER,  
State Geologist.

G/cl

CC: Gov. Spessard L. Holland."

Based on reports from the State Geologist, together with telegram dated June 19, 1944, from Fred T. Sanford, one of the owners of the well, to the effect that his company was "never entitled to the money or acreage as the well never produced commercially," the Trustees were of the opinion that the claim had been definitely disposed of.

Whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees do now make available the

award in favor of Humble Oil and Refining Company as provided by Chapter 20667 of the Acts of 1941. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented proposal from Fryden Calculator Sales Agency of Jacksonville, Florida, for trade in or cash purchase of out-o-date Marchant Calculating machine in the Secretary's office. It was recommended that the proposal be declined.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the offer for the machine be declined. Upon vote the motion was adopted and so ordered.

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Attention of the Trustees having been called to requirements under the law in connection with surveys, motion was made by Mr. Larson, seconded by Mr. Mayo and duly carried, that the following Resolution be adopted:

#### R E S O L U T I O N

WHEREAS Sections 253.30, 253.41 and 253.49, Florida Statutes of 1941, have reference to certain duties of the Chief Drainage Engineer in connection with the survey of land within the State of Florida, Now therefore,

BE IT RESOLVED by the Trustees of the Internal Improvement Fund that F. C. Elliot be designated as Chief Drainage Engineer of the Trustees of the Internal Improvement Fund of the State of Florida to act in pursuance of said Sections.

#### SUBJECTS UNDER CHAPTER 18296

The Trustees having referred to the Attorney General request from Sam Simonhoff that sale be made to him of lands included in lease to M. L. Benedum, report was submitted from Mr. Watson in which he gave the following opinion:

"It is, therefore, my opinion that the above mentioned lands may, at the discretion of the Trustees, be leased for oil purposes, and such lands withdrawn from public sale. It is also my opinion that the Trustees after having agreed to lease

Murphy lands for oil development may sell the said lands at a regular Murphy Sale subject to the lease and retain for the State the oil royalty reservation required under their rules."

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the offer of Mr. Simonhoff to purchase the Murphy Act lands involved in the Benedum lease, and that such lands be withdrawn from sale. Upon vote the motion was adopted and so ordered.

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Letter was presented from Mr. Paul Gregory of Quincy, Florida, representing Gulf Power Company, requesting that the Trustees reconsider action taken April 4th, requiring payment of \$1.00 per rod for right of way 100 feet wide across Murphy Act land in Okaloosa County for construction of a tie-in line to Panama City Shipyard; that price of 50 cents per rod be authorized in view of the fact that much of the construction will be of a temporary nature.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the action of the Trustees April 4th be affirmed, fixing the price of \$1.00 per rod for the right of way across Murphy Act land in Okaloosa County. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented request from the War Department, Office of the Division Engineer, South Atlantic Division, Atlanta, Georgia, for adoption of a resolution having application to leases now in force or to be hereafter granted from the Trustees to the United States. The proposed resolution was read and discussed, whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo and duly carried, that the following Resolution, as modified, be adopted:

### R E S O L U T I O N

It is Hereby Resolved by the Trustees of the Internal Improvement Fund of the State of Florida in regular meeting this 27th day of June, 1944:

That all leases which have heretofore been made and executed by the Trustees of the Internal Improvement Fund to the United States of America involving land controlled by said Trustees for use

for military purposes during the present War shall be and the same are hereby continued in force and effect from year to year without further notice of renewal until a date six months after the duration of the present National Emergency, or for so long as said property may be necessary for the continued military need by the United States, whichever shall first occur, subject to the following provisions:

a. There shall be inserted into and become a part of each such lease a new provision or clause reading as follows:

“The Lessor warrants that he has not employed any person to solicit or secure this lease upon any agreement for a commission, percentage, brokerage, or contingent fee. Breach of this warranty shall give the Government the right to annul the lease, or, in its discretion, to deduct from the rental the amount of such commission, percentage, brokerage, or contingent fees. This warranty shall not apply to commissions payable by lessors upon contracts or leases secured or made through bona fide established commercial or selling agencies maintained by the Lessor for the purpose of securing business.”

b. There shall be inserted into such lease a new provision or clause reading as follows:

“The Government may terminate this lease at any time by giving thirty (30) days notice in writing to the Lessor, and no rental shall accrue after the effective date of termination.”

c. The Secretary of this Board shall be authorized to receive from an appropriate contracting officer of the United States of America an acceptance as to each individual lease of the provisions of this resolution and such provisions shall become effective as to such lease immediately upon such acceptance by the United States.

Be It Further Resolved by the Trustees of the Internal Improvement Fund of the State of Florida that the terms and conditions of such leases

and/or supplements thereto shall conform to the U. S. Standard Form to fit the State of Florida and the Trustees as Lessor, and to contain the clauses as set forth above. In the event any leases are executed upon a form which does not contain clauses as set forth above, and which is not automatically renewable from year to year, then paragraphs *a* and *b* of this resolution shall be considered applicable to such lease or leases, upon acceptance by a duly authorized contracting officer of the United States in the same manner as provided in this resolution, relative to leases already executed and in force.

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Request was presented from Clerk of the Circuit Court of Brevard County that bids of Merritt Island Lumber Company be accepted for 550 acres of land listed on Report No. 56, sale of January 12, 1944. Information was furnished that except for 140 acres in Section 24, Township 23 South, Range 35 East, which consists of sand and sawgrass swale, for which 50 cents an acre was offered, all bids were in excess of \$1 an acre; that prorating the bids over 550 acres, a price of \$3.13 an acre was offered, and the Clerk recommended that all bids be accepted.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept bids from Merritt Island Lumber Company, listed on Report No. 56, sale of January 12, 1944, on the 550 acres of land in Brevard County and authorize execution of deeds conveying said land. Upon vote the motion was adopted and so ordered.

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Letter was presented from F. M. Ford asking that the Trustees eliminate oil and mineral reservations from deed to Volusia County land, for which he submitted bids in February, 1944. Request was based on statement that he had applied to the Clerk the latter part of November, 1943, for amounts necessary to make application to purchase, but owing to rush of work the information was not furnished in time for the December advertisement, and sale could not be held until February.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees deny request from Mr. Ford and stand by the rule adopted, that all sales held pursuant to ad-

vertisements published subsequent to January 1, 1944, carry reservations for oil and mineral rights. Upon vote the motion was adopted and so ordered.

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Mr. Elliot called attention to sales held in various counties and bids reported prior to the date action was taken May 10, 1944, directing that no bids be accepted on acreage for less than \$1.00 per acre, two cases in particular being, one from Calhoun County and one from Lake County.

Upon discussion of the various reports, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline all bids not heretofore accepted which were less than \$1.00 an acre. Upon vote the motion was adopted and so ordered.

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Request was submitted for approval of two correction deeds, one in Alachua County and one in Sumter County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the following correction deeds be approved for execution and delivery:

Alachua County Deed No. 232-Cor. in favor of James Thompson—To correct certificate numbers appearing in original deed No. 232;

Sumter County Deed No. 708-Cor. in favor of Bert Dorsey—To correct erroneous description in original Deed No. 708.

Upon vote the motion was adopted and deeds ordered executed.

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Action was ordered deferred until return of the Attorney General on recommendation made by him that Murphy Act lands be withdrawn from sale where Municipalities file suits against such lands.

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Application was presented from the United States for permit to use Murphy Act land in Seminole County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize permit in favor of the United States covering land designated as Site No. 278—Tracts 2 and 4, described as:

$S\frac{1}{2}$  of  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 2,

Township 20 South, Range 29 East, Seminole County, containing 1.7 acres.

Upon vote the motion was adopted and so ordered.

Letter was submitted from the United States, in connection with the above request for permit on Seminole County land, and it was suggested that permits might be more desirable since they would not require signatures of all members of the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize permit for allowing use of Murphy Act land, such permits to be signed by the Governor and attested by the Secretary. Upon vote the motion was adopted and so ordered.

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The Secretary reported that notice had been received from the United States that Polk County land under Lease No. W 09-226 eng 402, dated December 14, 1943—0.79 of an acre in Section 34, Township 26 South, Range 27 East—would not be desired any longer for military purposes.

Trustees ordered that the notice of cancellation be filed as information.

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The Secretary presented applications for conveyance of land under Chapter 21684, Acts of 1943, with offers of one-fourth of the 1932 Assessed Value from:

City of High Springs—Alachua County  
 Town of Miami Springs—Dade County  
 City of Bartow—Polk County  
 St. Johns County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize conveyance of parcels applied for by the respective agencies, under provisions of Chapter 21684 of 1943, as follows:

Alachua County—City of High Springs—\$75.00  
 Blocks 8, 13 and 20 of D. E. Whetstone Addition;  
 Dade County—Town of Miami Springs—\$15.00  
 Lots 26, 27, 28, 29, 30, 31, Block 7, Golf Course  
 Addition to Hialeah;  
 Polk County—City of Bartow—\$37.50  
 Lot 10, Block C, Parkview—Section 31,  
 Township 29 South, Range 25 East;  
 St. Johns County—\$5.00  
 Lots 1 and 2, Block 20, Biera Mar Subdivision.

Upon vote the motion was adopted and deeds ordered executed.

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Application was presented from the City of North Miami Beach, offering \$1 per lot for approximately 20 acres of land comprising 278 lots in Washington Park Subdivision, located within the City limits of North Miami Beach. Conveyance was desired under authority of Chapter 21684, Acts of 1943, which does not require advertisement and public sale.

Upon motion of Mr. Larson, seconded by Mr. Mayo and duly adopted, the Trustees accepted offer of \$1 per lot and authorized conveyance of the land applied for by the City of North Miami Beach. It was ordered that deed be made under the provisions of Chapter 21684.

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Offer of \$50 was presented from the County Commissioners of Volusia County for six lots in Holly Hill, Florida, to be used as a site on which to construct a barn for the purpose of having railroad facilities for the Daytona Beach area. Information was that the lots were assessed in 1932 with a value of \$300.00.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$50 from the County Commissioners of Volusia County for

Lots 5, 6, 7, 8, 9 and 10, Except R.R. right of way,  
Block 34½ M & C Holly Hill,

and authorize conveyance under Chapter 21684, Acts of 1943. Upon vote the motion was adopted and so ordered.

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Upon recommendation of the Clerk of the Circuit Court of Volusia County, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve bid of Ruth Burke in amount of \$150 for Lot 7, Grimsley-Healey Sub. of New Smyrna, in order that she might take advantage of refinancing her mortgage. Upon vote the motion was adopted and so ordered.

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Upon request from the Clerk of the Circuit Court of Sumter County, the Trustees re-opened a case involving bid of Mrs. Agnes Goethe which was protested by George W. Goodwin.

Motion was made by Lr. Larson, seconded by Mr. Mayo, that the Trustees rescind former action, which was that the land be readvertised and again offered for bids, and now authorize deed made in favor of George W. Goodwin, for an amount equal to protest bid, conveying  $W\frac{1}{2}$  of  $NW\frac{1}{4}$  of Section 4, Township 21 South, Range 28 East, Sumter County. Upon vote the motion was adopted and deed ordered executed. See Report No. 62, sale of January 10, 1944.

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Request was presented from W. F. Winecoff of Atlanta, Georgia, for allowance of second protest to sale on May 24, 1944, to A. M. McNeil, of  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$  of Section 18, Township 11 South, Range 18 East, Alachua County. Protest was based on statement that delay in delivery of a telegram to Attorney for Mr. Winecoff prevented his attendance at sale.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that request from Mr. Winecoff be granted and the Clerk notified to accept his protest and readvertise the lands for sale. Upon vote the motion was adopted and so ordered.

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Bay County sale of March 6, 1944, was presented to the Trustees for action on bid of \$50 from Mrs. Jennie Goodwin involving

Lots 11 to 20, incl., Block A-17, Lynn Haven.  
It was recalled that these lots were withdrawn from sale some months ago and there had been no instructions to the Clerk cancelling those instructions. However, since the applicant was the widow of the former owner, motion was made by Mr. Mayo, seconded by Mr. Larson, that the sale be approved in favor of Mrs. Goodwin and deed ordered issued. Upon vote the motion was adopted and so ordered.

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Request was presented from Volusia County that date be changed on deed in favor of Walter C. Fuller, for the reason that between date of sale and date of deed Mr. Fuller died and in order to carry out a transaction made by him and his wife sometime ago it is desired that the deed be dated as of the sale date.

The Secretary recommended that correction deed be issued to the widow of Walter C. Fuller.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to make a change in the deed to Walter C. Fuller, but that correction deed be issued in the name of Mrs. Anna Fuller. Upon vote the motion was adopted and so ordered.

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Request was presented from Clerk of the Circuit Court of Charlotte County that the Trustees approve bid of T. A. Morrison based on a value of \$100.00 although the 1932 assessed value was \$200.00, which value represented the lot and a building. The building has since burned and for that reason the Clerk requests acceptance of the bid on the reduced valuation.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the bid of Mr. Morrison based on an assessed value of \$100.00. Upon vote the motion was adopted and so ordered.

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Request was presented from Jas. M. Peeler of Jacksonville, Florida, representing Mrs. Daniel McNair, that protest be allowed to sale of Duval County property on which her husband held an unsatisfied mortgage; that Mrs. McNair not being the former owner knew nothing of the sale until the 21day protest period had expired.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees allow protest from Mrs. McNair, provided she immediately deposits with the Clerk amount required under the protest rule. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to allow third protest filed by Lula G. Sharpe, on behalf of Ruby Wallace, for the reason that applicant has had ample opportunity to be present at two prior Lake County sales. At the last sale the land in question—Lot 35, Block D, Hogan's S/D of Eustis—was bid in by Ed Underwood—Report 58, sale of June 12, 1944. Upon vote the motion was adopted and the protest disallowed.

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The Trustees deferred consideration of requests for disclaimer by the Trustees of any interest in certain certificates under the Murphy Act. It was so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
June 30, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

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The Trustees met for conference with Mr. J. Turner Butler, who had been retained June 9, 1944, to defend suit filed by the Attorney General against four members of the Trustees, said suit being designated as,

J. Tom Watson, Attorney General vs. Spessard L. Holland as Governor, et al. as Trustees of the Internal Improvement Fund.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the action of the Trustees June 9th be confirmed, providing for retaining J. Turner Butler to represent the Trustees named in the above styled cause. Upon vote the motion was adopted and so ordered.

Discussion was had on various points to be covered in the defense and Mr. Butler requested that he be furnished with copies of the Trustees' Minutes having reference to the transactions between the Trustees and Arnold Oil Explorations, Inc., as well as copies of reports of the Oil Committee and other letters and instruments pertinent to the subject.

Upon inquiry from the Comptroller as to who was representing the Trustees in the suit filed by Humble Oil & Refining Company, Governor Holland stated that the Attorney General had called him and suggested that some attor-

ney be selected to represent the Trustees in said suit, whereupon motion was made by Mr. Lee, seconded by Mr. Mayo, that Mr. Butler be requested to also handle this latter case for the Trustees. Upon vote the motion was adopted and so ordered.

The Secretary was authorized to employ extra typist to make copies of the records required by Mr. Butler necessary in the preparation of the two cases.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
July 11, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.

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Action taken this date by the State Board of Education and by the Budget Commission of the State of Florida, in reference to Humble Oil and Refining Company resulting from action previously taken by the Trustees of the Internal Improvement Fund, was ordered entered in the Minutes of the Trustees as part of the records as follows:

Action taken by the State Board of Education:

Mr. E. A. Murchison of Mobile, Alabama, representing the Humble Oil and Refining Company, Dr. J. J. Tigert, President of the University of Florida, Dr. Doak S. Campbell, President of Florida State College for Women, and Honorable Doyle E. Carlton of Tampa, Florida, Attorney for the said Oil Company, were present.

Mr. Carlton stated that the Humble Oil and Refining Company of Dallas, Texas, to whom the \$50,000.00 award for finding the first oil and petroleum well in Florida had been made by the Trustees of the Internal Im-

provement Fund, desired to donate the \$50,000.00 award to the University of Florida and to the Florida State College for Women, dividing the amount equally between them; also, that the Company had in mind donating outright \$10,000.00 as a gift, to be divided equally between the two Institutions.

Mr. Murchison, representative of the Company, then presented two checks, each in the amount of \$5,000.00, being over and above the \$25,000.00 each of the award of \$50,000.00, to Governor Spessard L. Holland, who received the checks on behalf of the University of Florida and the Florida State College for Women, and in turn presented the checks to the President of the respective Institutions, Dr. Tigert and Dr. Campbell.

In accepting these checks from Mr. Murchison, Governor Holland expressed appreciation on behalf of the State of Florida generally, and on behalf of the Trustees of the Internal Improvement Fund, the State Board of Education, and the two State Institutions to which the money was donated, and requested that Mr. Murchison convey to Mr. H. C. Weiss, Houston, Texas, President of the Humble Oil and Refining Company, who was unable to be present, these expressions of appreciation.

Action taken by the Budget Commission:

Relative to the award for the finding of the first oil and petroleum well in Florida, the fund set up for paying such award now has in it \$29,915.00. The award is for \$50,000.00, to be paid from this fund as monies are available therefrom. The award has been made to the Humble Oil and Refining Company of Houston, Texas, by the Trustees of the Internal Improvement Fund, as it has met the requirements of Chapter 20667 in all respects.

Motion was made by Mr. English that the Comptroller be authorized to release \$29,000.00 held in the petroleum, oil and gas fund to apply on the award to the Humble Oil and Refining Company. This motion was seconded by Larson and unanimously adopted.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
July 18, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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The Trustees heretofore agreed to advertise for competitive bids State land in Palm Beach County, upon the following applications:

Julius F. Parker, on behalf of client—Offer of \$10 and \$15 an acre for certain sections;  
Colonel E. P. Gaines—Offer of \$10 and \$15 an acre for certain sections;  
Wayne M. Neal—Offer of \$10 and \$15 an acre for 1,360 acres.

Pursuant to such action the following Notice was published in the Belle Glade Herald on June 16, 23, 30, July 7 and 14, 1944:

#### N O T I C E

Tallahassee, Florida, June 7, 1944.

Notice is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, July 18th, 1944, for lands in PALM BEACH County, Florida, described as follows:

All that part of Sections 14, 23, 24 and 25, lying South and West of Right-of-Way of State Road No. 26 and all of Sections 22, 26, 27, 28, 33, 34, 35 and 36, Township 46 South, Range 37 East, and

All that part of Section 31, lying West of Right-

of-Way of State Road No. 26, Township 46 South, Range 38 East, and

All of Section 4 and all that part of Sections 5 and 6. lying East of Right-of-Way of North New River Canal in Township 47 South, Range 38 East.

This Notice is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

Mr. Bayless informed the Trustees that the sections applied for were within the area now being surveyed by W. T. Wallis and if agreeable sales would be made on the basis of estimated acreage with computations to be made upon completion of the survey. There was no objection.

Description of the land was read and bids invited.

Mr. Julius Parker, one of the original applicants, by telephone on June 28th, withdrew bid of his client. Mr. Parker was present and stated that he did not wish to bid against Colonel Gaines and was withdrawing his bid for certain parcels desired by Colonel Gaines and that Colonel Gaines had agreed to withdraw from bidding on parcels desired by Mr. Parker's client. Major Franklin Finke, representing Colonel Gaines, was present and agreeable to the division of the parcels. Whereupon, the following bids were submitted:

Colonel E. P. Gaines bid \$15 an acre for Sections 23 and 24, lying West of Road No. 26, in Township 46 South, Range 37 East;

Mr. Julius Parker, on behalf of Mr. Jacobo Cabassa of Puerto Rico, submitted a bid of \$15 an acre for that part of Section 14 lying West of Road No. 26; all of Sections 25 and 36, Township 46 South, Range 37 East, and Section 31 of Township 46 South, Range 38 East. Also \$10 an acre for Sections 22, 26, 27, 28, 33, 34 and 35, Township 46 South, Range 37 East.

Mr. Parker stated that he wanted to amend his bid of \$15 an acre on Section 36 of Township 46, Range 37, in the event the survey disclosed that it did not touch the highway, and in lieu thereof make a bid of \$10 an acre.

Also offer from Wayne M. Neil of Knoxville, Tennessee, of \$15 an acre for Sections 5 and 6 East of North New River Canal, Township 47 South, Range 38 East, and offer of \$10 an acre for Section 4, Township 47 South, Range 38 East, containing an estimated area of 1,360 acres.

Mr. Julius Parker on behalf of Mr. Louis Serano of Puerto Rico, raised the bids made by Mr. Neal to \$15.10 an acre for Sections 5 and 6, and \$10.10 an acre for Section 4, all in Township 47 South, Range 38 East.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept bids submitted by Colonel E. P. Gaines, and by Mr. Julius Parker on behalf of Jacobo Cabassa and Luis Serano, exact acreage to be determined by survey. Upon vote the motion was adopted and so ordered.

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Pursuant to application from River Heights Boat Yard, with offer of \$150.00 for an island in Tampa Bay, the Trustees agreed to accept the offer and to advertise the parcel for sale, subject to objections only. The following Notice was published in the Tampa Morning Tribune in the issues of June 16, 23, 30, July 7 and 14, 1944:

## N O T I C E

Tallahassee, Florida, June 7, 1944.

Notice is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale for objections only, in Tallahassee, Florida, at 12:00 o'clock NOON, July 18th, 1944, the following lands in Tampa Bay, State of Florida, as follows:

"All of that certain island located in Tampa Bay at N. Lat. 27° 48' 29" W. Long. 82° 26' 46" which at high water extends approximately 628 feet in an East and West direction and has an average width of approximately 119 feet, together with the shoal area (shallow Bank) surrounding the said island, as appears by chart pre-

pared by the United States Coast and Geodetic Survey, the said island being thereon designated as 'Pine Key', and known locally as 'Paradise Island', containing approximately 2 acres."

This Notice is published in compliance with Sections 253.12 and 253.13, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

No objections being presented or filed to sale, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the offer of \$150 from River Heights Boat Yard for the island in Tampa Bay as described in above Notice. Upon vote the motion was adopted and deed ordered executed.

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Based on application from Bessemer Properties Incorporated, offering \$100 an acre for submerged land adjacent to Pinner's Island, the Trustees accepted the offer subject to advertisement for objections and the following Notice was published in the Palm Beach Post of West Palm Beach, Florida, on June 16, 23, 30, July 7 and 14, 1944:

### N O T I C E

Tallahassee, Florida, June 8, 1944.

Notice is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida will offer for sale for objections only, in Tallahassee, Florida, at 12:00 o'clock NOON, July 18th, 1944, the following lands in Palm Beach County, State of Florida, to-wit:

"From the meander corner on the west shore of Lake Worth and on the section line between Sections 10 and 15, Township 44 South, Range 43 East, Talla. Mer., run South, 88° 23' East along the easterly extension of said section line, a distance of 1,445.2 feet;

thence South 3° 14' 15" East, 1,356 feet to the point of beginning of the tract of land herein described;

thence South 45° 25' East, 273 feet;  
 thence South 16° 30' East, 455 feet;  
 thence South 1° 20' East, 185 feet;  
 thence South 44° 23' East, 107 feet;  
 thence South 208 feet;  
 thence South 11° 34' East, 300 feet;  
 thence South 25° 35' West, 272 feet;  
 thence South 36° 30' East, 438 feet;  
 thence South 26° 09' West, 326 feet;  
 thence South 69° 30' West, 208 feet;  
 thence South 89° 0' West, 233 feet;  
 thence North 9° 05' West, 270 feet;  
 thence North 3° 45' East, 355 feet;  
 thence North 11° 0' West, 494 feet;  
 thence North 29° 0' West, 105 feet;  
 thence North 17° 21' East, 120 feet;  
 thence North 2° 0' East, 690 feet;  
 thence North 4° 23' West, 180 feet;  
 thence North 22° 50' East, 194 feet to the point of beginning, excepting therefrom Government Lot 5, Section 15, as shown on United States

Government Land Office Plat of Three Islands in Lake Worth, Sections 3, 10 and 15, Township 44 South, Range 43 East, Talla. Mer., Florida; said land herein described containing, after excluding said Government Lot 5, 17.30 acres."

This Notice is published in compliance with Sections

253.12 and 253.13, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
 Trustees I. I. Fund.

No objections being filed or presented, motion was made by Mr. Mayo to confirm sale to Bessemer Properties Incorporated at a price of \$100 an acre for the submerged

land applied for. Motion seconded by Mr. Watson and upon vote adopted.

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Based on bids of \$5,000 cash each from C. C. Ansley and O. G. Lindsey, the Trustees ordered advertised for competitive bidding an island in Monroe County known as Conch Key. The following advertisement was published in the Key West Citizen of Key West, Florida, in the issues of June 16, 23, 30, July 7 and 14, 1944:

### N O T I C E

Tallahassee, Florida, June 13, 1944.

Notice is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, July 18th, 1944, the following lands in MONROE COUNTY, State of Florida:

That reclaimed area lying at the West end of Long Key Viaduct known as "Conch Key", in Section 15, Township 65 South, Range 34 East, containing an estimated area of 5 acres, Monroe County.

There is excepted from the above property a right-of-way for the Overseas Highway of 200 feet on either side of the center line of said lot.

This Notice is published in compliance with Sections 253.12 and 253.13, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees.

Description of the land was called out and bids invited, starting with the \$5,000 offers from C. C. Ansley and from O. G. Lindsey.

Mr. Julius Parker, on behalf of R. E. Jacques, and Mr. Frank M. Coward for himself, submitted bids, resulting in a final bid of \$11,000.00 from Mr. Conward on terms of

one-third cash and the balance in twenty semi-annual payments with six per cent interest thereon.

No further bids being presented, motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$11,000 from Frank M. Coward on terms of one-third cash and remainder in twenty semi-annual payments with interest at the rate of six (6) per cent on deferred payments. Upon vote the motion was adopted and so ordered.

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Mr. Bayless informed the Trustees that Mr. R. L. Braddock holds grazing lease on 1,200 acres of State land in sections 32 and 33, Township 44 South, Range 38 East, on which annual rental of \$300 was due July 10, 1944; that Mr. Braddock now offers \$15 an acre to purchase 240 acres of the land involved and retain the balance under lease. The land was described as located down Hillsborough Canal about three miles East of Six Mile bridge.

Mr. Braddock was present and confirmed his written proposal.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$15 an acre from Mr. R. L. Braddock for purchase of

That part of the E $\frac{1}{2}$  of Section 33, lying West  
of Hillsborough Canal, in Township 44 South,  
Range 38 East—240 acres in Palm Beach County.

and that he be allowed to continue renting the remaining acreage under Grazing lease. Upon vote the motion was adopted and so ordered.

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Request was submitted from Captain J. M. Morgan, Camp Gordon Johnston, Florida, for permission to remove oyster shell from a small reef in Alligator Harbor, for use in paving roads and parking spaces at the Camp.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize permit in favor of the United States for taking oyster shell from

A certain oyster bar or bars located approximately 250 yards off-shore in Alligator Harbor in the approximate middle of Section 36, Town-

ship 6 South, Range 2 West, Franklin County, Florida,

such permit to be granted upon approval by the Conservation Commissioner. Upon vote the motion was adopted and so ordered.

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Application was presented from Mr. Millard Caldwell, on behalf of Stevens and Company of New Orleans, Louisiana, for permit to remove shell from West Bay in Bay County, Florida, upon payment of seven and one-half cents (7½c) per cubic yard.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize shell lease or permit in favor of Stevens and Company for taking shell from West Bay in Bay County, Florida, payment to be at the rate of seven and one-half cents per cubic yard with a minimum royalty of \$10 per month and the filing of \$1,000 bond to insure faithful performance; also a condition that live oysters will not be disturbed by the operation. Upon vote the motion was adopted and lease authorized.

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Mr. LeRoy Collins, Mr. Basil Lucas and Mr. W. R. Campbell, representing M. L. Benedum, submitted request for amendment of resolution adopted by the Trustees April 18, 1944, such amendment to provide for conditional extension of the drilling commitment specified in Section 4 of such resolution. Mr. Collins informed the Board that it now appears that a well should be drilled in water areas adjacent to the upland, such water areas being involved in W. G. Blanchard's contract No. 228, three-fourths interest in which was later assigned to J. P. Scranton; that it is agreeable with Mr. Scranton and others involved that Mr. Benedum drill on the water covered lands. Request for amendment of resolution adopted July 18 carries with it the agreement to drill on the water areas referred to by October 1, 1944.

Upon inquiry from the Attorney General as to whether drilling by Mr. Benedum would relieve Mr. Blanchard of drilling, to which Mr. Campbell replied that it would.

Executive Session was called at the request of the Attorney General for discussing the subject.

At the conclusion of the executive session Mr. Watson stated that he had not been present when the Resolution of April 18th was adopted and that he could not vote for granting the amendment requested until he had examined the original resolution and the proposed amendment.

Motion was made by Mr. Watson that action on the amendment be deferred one week during which time the matter be referred to the Attorney General for full report on the effect and operation of the amendment, if granted, with respect to the existing exploration contract and option to lease dated February 27, 1943, in the hands of Blanchard and associates, and with respect to its operation and effect on the drilling obligations of anyone else on such lands. Motion seconded by Mr. Mayo and upon vote adopted.

Mr. Collins stated that he had a collateral proposition to submit, which was a request that the Trustees approve assignment from Mr. Blanchard to O. D. Robinson, nominee of M. L. Benedum, of one-half of the remaining one-fourth interest Mr. Blanchard has in certain of the lands covered by exploration contract and option to lease dated February 27, 1943. Request from Mr. Blanchard submitted in writing is as follows:

July 18, 1944.

Trustees of the Internal Improvement Fund,  
Capitol,  
Tallahassee, Florida.  
Gentlemen:

On February 27, 1943, you entered into an agreement with me styled "Exploration Contract and Option to Lease", covering certain sub-merged lands in the southern part of the State. Under Section 6 of this agreement I was expressly authorized to assign all or any part of such agreement, provided the prior written consent of the Trustees was obtained.

Under this authority I assigned an undivided three-fourths interest in and to such contract to J. P. Scranton of Harris County, Texas, on March 3, 1943, and such assignment was expressly approved by your board on March 16, 1943.

On July 3, 1944, I entered into an agree-

ment to assign one-half of the remaining one-fourth interest in and to part of the lands covered by this contract, to O. D. Robinson of 223 5th Avenue, Pittsburgh, Pennsylvania, a copy of such proposed assignment is presented to you herewith.

As required by Section 6 of the original exploration contract and option to lease, above referred to, I hereby apply for the consent of the Trustees for such additional assignment and the approval of the form of assignment presented herewith.

Respectfully,  
William G. Blanchard  
By: /s/ LeRoy Collins  
his attorney.

Also copy of proposed form of assignment was submitted and filed with the Trustees.

Motion was made by Mr. Watson and seconded by Mr. Mayo, that the Trustees consent to the proposed assignment from W. G. Blanchard to O. D. Robinson. Upon vote the motion was unanimously adopted.

Mr. Watson stated that he made the above motion with the understanding that it was not intended to give recognition to Blanchard as being owner of the one-fourth interest, as between Blanchard and anyone else claiming under him.

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List of salaries and other expenses was presented for consideration.

Motion was made by Mr. Watson, seconded by Mr. Mayo and duly adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

F. C. Elliot, Engineer and Secretary.....	\$	400.00
F. Elgin Bayless, Chief Clerk Land Office		350.00
Less Insurance .....	2.95	347.05
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M. O. Barco, Sec'y-Clerk Land and Taxes.....		175.00
Jentye Dedge, Sec'y-Clerk Records and Minutes		175.00
H. L. Shearer, Clerk Land Office.....		75.00

J. B. Lee, Guard Timber Tract.....	20.00
David B. Ericson, Ass't. Geologist.....	250.00
W. B. Granger, Rent Agent.....	50.00
Protective Life Insurance—Ralph Newman Agencies .....	2.95
Woodrow M. Melvin, Ass't. Atty. Gen.....	34.35
W. B. Granger, Belle Glade, Florida.....	24.50
F. Elgin Bayless, Chief Land Clerk.....	97.99
James H. Millican, Jr., Ass't. Atty. Gen.....	25.90
Southeastern Telephone Co., Tallahassee.....	18.60
E. R. Bennett, C.C.C., Broward County.....	10.00
Broward Abstract Corporation, Ft. Lauderdale.....	15.00
R. N. Miller, Abstractor, LaBelle.....	15.40
Proctor Motor Sales, Tallahassee.....	24.51
American Oil Company, Jacksonville.....	1.30
D. C. Coleman, Sheriff, Dade County.....	5.20
Stuart Daily News, Inc., Stuart, Florida.....	4.75
Standard Oil Company, Jacksonville.....	27.34
Comptroller, State of Florida.....	7.75
Mildred F. Scott, Tallahassee.....	17.50
<b>Total .....</b>	<b>\$1,825.09</b>

The following two bills were authorized paid at meeting March 22:

L. C. Kickliter, Tax Collector Martin County.....	\$ 7.07
L. C. Kickliter, Tax Collector Martin County.....	2.00
<b>Total .....</b>	<b>\$ 9.07</b>

Financial Statements for the month of June are as follows:

#### TRUSTEES INTERNAL IMPROVEMENT FUND UNDER CHAPTER 610

#### FINANCIAL STATEMENT FOR THE MONTH OF JUNE, 1944

Balance as of June 1, 1944.....	\$214,735.39
Receipts for the Month	
Land Sales.....	\$10,785.64

## Land Sales—Chapter 14717—as follows:

Broward County.....	\$1,170.00	
Glades County.....	10.00	1,180.00
<hr/>		
Farm Leases .....	257.40	
Grazing Lease .....	30.38	
Shell Leases .....	26.25	
Timber Lease .....	12.09	
Dock Site .....	37.50	
Sale of Volumes Trustees Minutes	5.00	
Refund by Treasurer U. S. A. acct. Suit Trustees vs. Annie B. Beach, et al .....	17.35	
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Total Receipts .....	\$12,351.61	\$ 12,351.61
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Total .....		\$227,087.00
Less Disbursements for June, 1944.....		4,807.88
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Balance as of June 30, 1944.....		\$222,279.14

## DISBURSEMENTS FOR THE MONTH OF JUNE, 1944

Date 1944	Warrant No.	Payee	Amount
June 10,	262378	F. Elgin Bayless.....	\$ 32.50
	262379	Woodrow M. Melvin, AAG	59.00
	262380	James H. Millican, Jr., AAG .....	13.50
	262381	Lamar Warren, AAG.....	72.11
13,	263448	Southeastern Telephone Co.	6.75
	263449	Rose Printing Co.....	860.00
	263450	The H. & W. B. Drew Co.	5.50
	263451	Midyette - Moor Insurance Co. ....	80.95
	263452	Royal Motors, Inc.....	1,657.03
	263453	First Title Guaranty & Ab- stract Co. ....	7.00
	263454	J. Alex Arnette, CCC.....	3.92
	263455	The Belle Glade Herald.....	5.49
	263456	The St. Augustine Record	7.50
	263457	The Clewiston News.....	9.75

	263458	The Tallahassee Daily Democrat .....	5.60
	263459	John W. B. Shaw, Referee .....	25.00
14,	264341	Comptroller of Florida.....	114.08
22,	269618	W. B. Granger.....	29.20
	269619	Woodrow M. Melvin, AAG .....	15.00
	269620	James H. Millican, Jr., AAG .....	39.00
	269621	F. Elgin Bayless.....	46.70
	269622	Bulkley Newman Printing Co. ....	14.00
	269623	Clewiston Abstract Co.....	22.50
	269624	B. D. Pearson, Sheriff.....	19.60
	269625	Belle Glade Herald.....	8.23
	269626	E. T. Morris.....	152.95
30,	273001	F. C. Elliot.....	328.80
	273002	F. Elgin Bayless.....	294.25
	273003	M. O. Barco.....	151.80
	273004	Jentye Dedge.....	151.80
	273005	H. L. Shearer.....	75.00
	273006	J. B. Lee.....	20.00
	273007	David B. Ericson.....	192.40
	273008	Protective Life Ins. Co.— Ralph Newman Agencies .....	2.95
	273009	W. B. Granger.....	50.00
		Withholding Tax.....	228.00
<hr/>			
Total Disbursements for Month of June, 1944 .....			\$ 4,807.86

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

UNDER CHAPTER 20667, ACTS OF 1941

FINANCIAL STATEMENT FOR THE MONTH OF  
JUNE, 1944

June 1, 1944—Balance.....	\$29,312.00
June 21, 1944—Receipts—Oil Leases.....	603.00
Disbursements .....	None
June 30, 1944—Balance.....	\$29,915.00

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH OF  
JUNE, 1944

Balance as of June 1, 1944.....	\$ 13,260.68
Receipts for the month.....	25,318.66
Total .....	\$ 38,579.34
Less Disbursements for the Month.....	27,868.92
Balance as of June 30, 1944.....	\$ 10,710.42

DISBURSEMENTS FOR THE MONTH OF JUNE, 1944

Date 1944	Warrant No.	Payee	Amount
June 10,	262382	Woodrow M. Melvin, AAG	\$ 36.95
	262383	James H. Millican, Jr., AAG	13.50
13,	263460	Capital Office Equipment Co.	2.35
	263461	Rose Printing Co.	860.75
	263462	Guyte P. McCord, Clerk Supreme Court	6.50
22,	269627	J. B. Benson	30.00
	269628	Roosevelt Smith	7.50
	269629	Western Union Telegraph Co.	1.12
	269630	Bulkley Newman Printing Co.	27.50
	269631	Rose Printing Co.	2.75
	269632	J. F. Cochran, Postmaster	30.00
30,	273010	Ernest Hewitt	224.00
	273011	Helen Phillips	149.40
	273012	Mary Evans Voss	130.40
	273013	J. R. Roberts	162.08
	273014	M. O. Barco	25.00
	273015	Jentye Dedge	25.00
	273016	F. C. Elliot	50.00
	273017	Aetna Life Ins. Co.—Ralph Newman Agencies	2.92
	279515	J. Edwin Larson, St. Treas, Transfer to GR	26,000.00

Withholding Tax ..... 81.20

Total Disbursements for the Month  
of June, 1944 .....\$ 27,868.92

# BILLS UNDER CHAPTER 18296

List of salaries and other expenses was presented for consideration.

Motion was made by Mr. Watson, seconded by Mr. Mayo, and duly adopted, that the following salaries, expense accounts and miscellaneous bills be approved by the Trustees and that the Comptroller be authorized to issue warrants in payment therefor:

The Western Union Telegraph Co., Tallahassee.....	\$ 2.03
Burroughs Adding Machine Co., Jacksonville.....	13.60
The H. & W. B. Drew Company, Jacksonville.....	14.70
Associated Stationers, Tallahassee.....	1.00
Woodrow M. Melvin, Ass't. Atty. Gen.....	27.85
Lamar Warren, Ass't. Atty. Gen.....	79.75
Ernest Hewitt, Clerk-Bookkeeper.....	250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk.....	175.00
Less Insurance .....	2.92 172.08
M. O. Barco, Sec'y-Clerk Land and Taxes.....	25.00
Jentye Dedge, Sec'y-Clerk Records and Minutes	25.00
F. C. Elliot, Secretary.....	50.00
Aetna Life Insurance Co., Ralph Newman	
Agencies .....	2.92
Total .....	\$ 988.93

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
July 25, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
 J. M. Lee, Comptroller.  
 J. Edwin Larson, Treasurer.  
 J. Tom Watson, Attorney General.  
 Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
 F. E. Bayless, Land Clerk.

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Mr. Bayless reported that the Trustees had advertised for objections and competitive bids to be received on this date, involving land in Dade and Monroe Counties, applied for by Caldwell and Parker of Tallahassee, Florida, on behalf of client, E. Clyde Vining, with offer of \$25 an acre. The following Notice was published in the Miami News of Miami, Florida, and the Key West Citizen of Key West, Florida, in the issues of June 23, 30, July 7, 14 and 21, 1944:

#### N O T I C E

Tallahassee, Florida, June 20, 1944.

Notice is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale and will receive competitive bids and objections in Tallahassee, Florida, at 12:00 o'clock NOON, July 25, 1944, for lands in DADE and MONROE Counties, Florida, described as follows:

"Begin at the point where the Dade-Monroe County Line is crossed by the Eastern R/W Line of the New Highway to Key West over the Old Florida East Coast Railroad R/W which is the Point of Beginning:  
 thence run 660 feet North along and contiguous to the East R/W Line of the said Road;  
 thence run 330 feet East;  
 thence run 1,320 feet South;  
 thence run 330 feet West;  
 thence run 660 feet North to the Point of Beginning; AND  
 also the following described land:  
 Begin at the point where the Dade-Monroe Coun-

ty Line is crossed by the Western R/W Line of the New Highway to Key West over the Old Florida East Coast Railroad R/W, which is the Point of Beginning;

thence run 660 feet North along and contiguous to the West R/W Line of the said road;

thence run 660 feet West;

thence run 1,320 feet South;

thence run 660 feet East;

thence run 660 feet North to the Point of Beginning.

Containing 30 acres, more or less."

This Notice is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

Upon call for bids, the only offer received was \$25 an acre from Caldwell and Parker, for Mr. Vining. No objections were presented.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept \$25 an acre from Mr. Vining for land described in the Notice. Upon vote the motion was adopted and so ordered.

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Comptroller Lee was not present during presentation and discussion of the following subject:

Mr. LeRoy Collins, Attorney for M. L. Benedum, renewed request made at the meeting of the Trustees July 18 for amendment of the resolution adopted by the Board April 18, the proposed amendment providing for a conditional six months extension of the drilling commitment included in the resolution as originally adopted. Suggested form of resolution to effectuate the desired amendment was submitted by Mr. Collins, together with proposed form of consent to assignment.

The matter having been referred to the Attorney General at the July 18 meeting, Mr. Watson reported that he had gone into the matter thoroughly and that the agreement between W. G. Blanchard and O. D. Robinson, nominee of M. L. Benedum, met his objections in part. He felt that Mr. Blanchard had been given considerate treatment in all his dealings with the Trustees; that he and his associates have gotten agreements from the State and hold various concessions under different names; that now Mr. Benedum, or Mr. Robinson, proposes to drill a well by October 1st, 1944, on land under contract to Blanchard and Scranton, under which contract they have the right to exercise option to lease; that now Mr. Benedum wants an extension of six months on the eleven months requirements provided under Resolution dated April 18, 1944, provided he starts drilling on certain lands in the Blanchard-Scranton contract by October 1, 1944; that Blanchard and Benedum are interested to some extent in both transactions, and in view of the suit filed by Blanchard against all his associates, he had asked Mr. Collins to get an agreement from Blanchard and all his associates involved in the suit that operations for drilling in the well to be started by Mr. Benedum on October 1st, and the operations for drilling in the Benedum well to be started in seventeen months, if the amendment to Resolution of April 18th is adopted, will not be interfered with in the drilling or in the production of oil when produced; that, Mr. Collins states, they cannot get.

Mr. Watson further stated that he believed if the Trustees put the matter squarely up to Blanchard, that unless he makes an effort to settle out of court his differences with his associates, that the Trustees would refuse to go any further with this matter, Blanchard would make an effort to effect settlement.

Governor Holland was of the opinion that if the Trustees didn't do something about the matter now, the Benedum interests would not be able to start drilling by October 1st; that if they are satisfied with the stipulations they have from the Blanchard interests that the Trustees should grant the request.

Mr. Mayo remarked that the Blanchard squabble was in the courts and would be settled by it.

Mr. Larson stated that he questioned whether the Trustees should get into the squabble with the Blanchard

interests, and that he was willing to offer the resolution as requested.

Whereupon, motion was made by Mr. Larson that the Trustees adopt the following Resolution:

### R E S O L U T I O N

WHEREAS, M. L. BENEDUM, of Pittsburgh, Pennsylvania, the lessee described in the resolution adopted by the Trustees of the Internal Improvement Fund of the State of Florida, on April 18, 1944, has through his attorneys made application for an amendment of the section of said resolution designated 4 and the proposed amendment as hereinafter set forth has been approved by the Trustees.

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA:

That section numbered 4 of the resolution adopted by the Trustees on April 18, 1944, be and the same is hereby amended in the following particulars:

At the end of said section strike out the period, insert in lieu thereof a semi-colon, and add the following: "provided, however, that if the lessee shall on or before October 1, 1944, commence operations for the drilling of a well on lands owned by the State of Florida adjoining the lands herein described, said state lands being such of the properties covered by the 'Exploration Contract and Option to Lease', dated February 27, 1943, entered into between the Trustees of the Internal Improvement Fund of the State of Florida and William G. Blanchard as are situate North of Township 61 South and East of Range 37 East, then and in such event the lessee shall have an additional six months time, from the expiration of the said eleven months period within which to commence the drilling operations herein required."

Motion seconded by Mr. Mayo and adopted by affirmative vote of Governor Holland, Mr. Larson and Mr. Mayo.

Mr. Watson stated that he wanted to be recorded as not voting because of the contractual relations outside of the agreement in which Blanchard is involved and the failure to approach Blanchard with the demand that he make some effort to settle with the persons interested with him. However, that he would comply with whatever the Trustees asked in the preparations of the necessary papers.

Mr. Collins further requested that the Trustees execute a written form of consent to the assignment by W. G. Blanchard to O. D. Robinson of an undivided one-half interest in and to Blanchard's remaining one-fourth interest in and to the exploration contract and option to lease, granted by the Trustees to Blanchard February 27, 1943, and covering a portion of the lands embraced in such contract. Mr. Collins explained that this was in accord with action of the Board July 18th, the consent requested being for the purpose of recording in the county affected.

Suggested form of consent was presented to the Trustees and upon examination by the Attorney General, motion was made by Mr. Larson, seconded by Mr. Mayo and unanimously adopted by those present, that the following consent to assignment of one-half of the one-fourth interest in certain lands covered by exploration contract and option to lease dated February 27, 1943, in favor of W. G. Blanchard be approved by the Trustees:

**CONSENT BY THE TRUSTEES TO ASSIGNMENT  
STATE OF FLORIDA,  
COUNTY OF LEON:**

WHEREAS, the Board of Trustees of the Internal Improvement Fund of the State of Florida as "Trustees", and William G. Blanchard, "Grantee", entered into a contract dated February 27, 1943, entitled **EXPLORATION CONTRACT AND OPTION TO LEASE**, to which reference is here made for all purposes; and

WHEREAS, said contract permits the assignment thereof by the Grantee and of any rights thereunder only with the written consent of the said Trustees; and

WHEREAS, on March 3, 1943, Grantee, with the written consent of the Trustees did assign

an undivided three-fourths interest in and to such contract to J. P. Scranton of Harris County, Texas; and

WHEREAS, the said Grantee, desiring to make an additional transfer and assignment to O. D. Robinson of 223 4th Avenue, Pittsburgh, Pennsylvania, of an undivided one half interest of the said remaining one-fourth interest to the hereinafter described portion of the lands embraced in such contract, did on the 17th day of July, 1944, apply to the Trustees for their express consent to the making of such a transfer and assignment, and upon consideration thereof such application was granted and approved;

NOW, THEREFORE, in consideration of the premises and to evidence the consent of the Trustees to such additional assignment, the Trustees of the Internal Improvement Fund of the State of Florida hereby expressly confirm and consent to the assignment and transfer by William G. Blanchard to O. D. Robinson of 223 4th Avenue, Pittsburgh, Pennsylvania, of an undivided one-half interest of an undivided one-fourth interest in and to all the rights, privileges and interests inuring to the said William G. Blanchard under and by virtue of the Exploration Contract and Option to Lease entered into by the undersigned Trustees and bearing date February 27, 1943, as the same relates and applies to the following described area, to-wit:

North of Township 61-South;  
East of Range 37-East;  
West of a boundary to be located East of Key Largo and to be determined by agreement between assignee and J. P. Scranton of Houston, Texas.

The said Trustees hereby authorize that this instrument evidencing their consent to such an assignment may be attached to the written instrument of assignment which the said William G. Blanchard made, executed and delivered to the said O. D. Robinson on the 20th day of July, A. D. 1944, a copy of which has been delivered

to the said Trustees, for the purpose of evidencing the consent of the Trustees thereto.

IN TESTIMONY WHEREOF the Trustees of the Internal Improvement Fund of the State of Florida have hereunto subscribed their names and affixed their seals and have caused the seal of the said Trustees and the Seal of the Department of Agriculture of the State of Florida to be hereunto affixed this 1st day of August, A. D. 1944.

SPESSARD L. HOLLAND,  
Governor of the State of  
Florida.

(SEAL)  
Trustees  
I. I. Fund  
of the State  
of Florida

J. M. LEE,  
Comptroller of the State of  
Florida.

J. EDWIN LARSON,  
Treasurer of the State of  
Florida.

J. TOM WATSON,  
Attorney General of the State  
of Florida.

NATHAN MAYO,  
Commissioner of Agriculture of  
the State of Florida.

(SEAL)  
Dept. of  
Agriculture  
of the State  
of Florida

Acting as and composing the  
Trustees of the Internal Im-  
provement Fund of the State of  
Florida.

ATTEST :F. C. Elliot, Secretary.

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#### SUBJECTS UNDER CHAPTER 18296

Comptroller Lee recorded as present.

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Mr. I. Walter Hawkins, Clerk of the Circuit Court of Volusia County, and Mr. F. M. Ford, applicant and bidder on a large acreage of Murphy Act land, came before the Trustees and asked that action heretofore taken be reconsidered and that bids of Mr. Ford and others in that County be accepted where the offer was less than \$1 an acre, such sales having been held in January, February and March, prior to application of the \$1 an acre rule

adopted by the Trustees. Mr. Hawkins urged the board to accept these few bids in his county in order that the sales may be cleared up and deeds issued; hereafter all sales would be made with minimum base bid of not less than \$1 per acre. He reported that these sales had been long delayed and he had attempted to get the bidders to raise their bids, but had failed; that except for the bid of Mr. Ford, the others were by a number of applicants and it would entail considerable work to try and get them at this late date to raise their bids.

Governor Holland stated to Mr. Hawkins that there were some ten or twelve counties where reports had been held on account of the low bids and all had been notified to contact bidders and advise them that if they did not care to raise their bids to \$1.00 an acre such bids would be rejected by the Trustees; that his information was that about half of the counties had reported the bids raised and if the Trustees now reversed their decision on Volusia County sales they would have to treat all counties alike and make refunds where bids had been raised; that he felt the Board would not be justified in rescinding their former action; that they were only exercising their prerogative of accepting or rejecting any bids.

Mr. Watson concurred with the Governor in his views. Also stated that he felt the applicants' bid and costs should be refunded as well as any costs incurred by the Clerks.

Comptroller Lee and Commissioner Mayo were inclined to allow sales held prior to notice of the \$1 an acre rule, Mr. Lee stating that he had always been against the fixing of a base bid; that he felt the Trustees had already sold the best lands and that left was not worth a great deal; that if the State maintained a high price for the lands the Murphy Act would only be continued indefinitely; that the activity in oil has created sale of lands that are practically worthless and is of the opinion that these lands should be sold for whatever price is bid in order to get them into the hands of private individuals and close out the Murphy Act business as soon as possible.

The character of the land was discussed, Mr. Ford stating that if there was not a chance to lease it for oil exploration he would not offer fifteen cents (15¢) an acre for it.

Motion was made by Mr. Watson that the Trustees reject all bids less than \$1.00 per acre, and where advertisement and sale were consummated without purchaser hav-

ing knowledge of the \$1 per acre rule, that the Trustees refund to purchaser the amount of bid plus costs of advertising and Clerk's fees, and that the Clerk be reimbursed any costs incurred by him in connection with such sales. Motion seconded by Mr. Mayo and adopted by affirmative vote of the Governor, Treasurer, Attorney General and Commissioner of Agriculture, Comptroller Lee voting in the negative.

The Secretary was directed to notify all Clerks of the Circuit Courts of the action taken.

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Letter was presented from Mr. Earl D. Farr, Attorney for Mr. Lowndes Treadwell, requesting that the Trustees reconsider action of June 7th, and that deed be executed in favor of Mr. Treadwell conveying parcels for which he was the high bidder at sale of March 13, 1944, Report No. 46, such deed to be without oil and mineral reservations. Statement was made that back in November, 1943 the former owner, Mr. Treadwell, had requested calculations on the three parcels in question but was unable to get the necessary information until in December, too late for the advertisement and sale to be held prior to January 1, 1944.

Motion was made by Mr. Larson that the Trustees rescind former action and accept bids from Mr. Treadwell for the following described lands, with no oil and mineral rights reserved:

Fractional Section 1, Township 42 South, Range 22 East, Sections 3 and 6, Township 42 South, Range 23 East, Charlotte County.

Motion seconded by Mr. Lee and upon vote adopted.

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Discussion was had with reference to employing additional help in the Secretary's office in order to expedite checking of reports and closing up sales held several months previously. The Secretary explained the type of work needed to be done and what qualifications the persons to be employed should have. Also that the delay in disposing of the reports had been caused by unusually heavy sales the latter part of last year with the further delay in getting the reports in on account of the rush of work in the Clerks' offices at the close of the tax year.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees give Mr. Elliot carte blanche to employ

the necessary help for attending to the Murphy Act work and getting the business of the board up to date. Upon vote the motion was adopted and so ordered.

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Report No. 11, dated June 21, from the Special Case Committee was presented, listing 29 cases considered and passed on unanimously by the Committee.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve Special Case Committee Report No. 11—Items 294 to 322, both inclusive. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
July 26, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Mr. R. E. Skinner of Tampa came before the Trustees and presented application for oil lease involving land in which the Trustees retained interest in the oil and minerals. The application covered land in Section 9, Township 27 South, Range 16 East, and an offer of twenty-five cents (25¢) an acre annually was made for the lease.

Governor Holland informed Mr. Skinner that the Trustees were not disposed to grant any new leases for oil, except where there were scattered parcels needed to block

up holdings already acquired, and suggested that he furnish a map showing areas desired and their location with reference to other lands already under lease.

Mr. Skinner advised that he desired the State lands to block in with other property now under lease, or the promise of getting a lease on other areas as soon as he returned to Tampa.

Mr. Watson stated that his office had held that the Trustees could not sell or lease the State's interest, but could make a contract under certain provisions similar to one with Model Land Company.

Motion was made by Mr. Watson, seconded by Mr. Larson, that Mr. Skinner work out with Mr. Bayless details in connection with his application and submit it in written form accompanied by a map showing the areas under lease and those desired from the State; also evidence that leases have been procured from parties owning adjoining lands. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$200 from Ray M. Browne of Belle Glade, Florida, for lake bottom land lying between the State Meander, Torry Island Road, Hillsborough Canal, and Old State Dyke, excluding the pump site, said parcel being located in

Section 26, Township 43 South, Range 36 East,  
containing approximately 1½ acres in Palm  
Beach County.

Mr. Bayless recommended that the land be sold on the basis of \$150 an acre, in line with other sales, the acreage to be determined by survey furnished by applicant at no cost to the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the offer of \$200 be declined, but that counter proposal be made to sell the parcel at \$150 an acre upon applicant furnishing survey satisfactory to the Trustees, at the cost of applicant. Upon vote the motion was adopted and so ordered.

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Application was presented from Grady C. Harris of Miami, Florida, on behalf of E. S. Keys, offering \$100 an acre for a small sovereignty island immediately West of Key Biscayne, located in

Section 5, Township 55 South, Range 42 East, containing 3.31 acres in Dade County.

Motion was made by Mr. Watson, that the Trustees advertise the land for bids and objections, based on offer of \$100 an acre from E. S. Keys. Motion seconded by Mr. Mayo and upon vote adopted.

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Offer of \$50 an acre was presented from John Prince of Lake Worth, Florida, for purchase of

Marginal land surrounding Government Lot 9, being an island in Lake Osborne in Section 5, Township 45 South, Range 43 East, containing 5.76 acres in Palm Beach County.

The island is described as reclaimed land in Lake Osborne, West of Lantana, and Mr. Bayless recommended that the offer be accepted.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept \$50 an acre for the reclaimed island in Lake Osborne applied for by Mr. Prince. Upon vote the motion was adopted and offer accepted.

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Application was presented from L. S. Remsberg of Fort Lauderdale, Florida, offering \$30 an acre for

SW $\frac{1}{4}$  of Section 28, Township 50 South, Range 40 East, lying South of South New River Canal, Broward County.

The land was described as being located approximately eight miles West of Davie, has a thin layer of muck over sand, and is subject to overflow.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer from Mr. Remsberg for the land described. Upon vote the motion was adopted and so ordered.

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Application was received from L. S. Remsberg of Fort Lauderdale, Florida, offering \$20 an acre for the following described land in Broward County:

W $\frac{1}{2}$  and SE $\frac{1}{4}$  of Section 10, Township 50 South, Range 40 East;

also an offer of \$20 an acre from Sidney R. Mullikin of Dania, Florida, for

NW $\frac{1}{2}$  of Section 10, Township 50 South, Range 40 East.

Mr. Bayless reported that the two parcels are located about 18 miles west of Fort Lauderdale, South of Road No. 26, had been appraised at \$20 an acre, and would be sold subject to any outstanding taxes.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees advertise the two parcels of land for competitive bidding based on offers of \$20 an acre. Upon vote the motion was adopted and the land ordered advertised for bids.

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Offer of \$794.60 was presented from A. E. Jackson, on behalf of Reynolds and Company of Florida, for an area of sovereignty land adjacent to upland property, the said parcel being described as

23.72 acres in Section 33, Township 46 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer from Reynolds and Company, subject to advertisement for objections as required by law, applicant to pay cost of advertising. Upon vote the motion was adopted and so ordered.

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Application was presented from H. G. Thompson of Tarpon Springs, Florida, offering \$150 an acre for a spoil area in the Anclote River located in

Section 2, Township 27 South, Range 15 East, containing approximately 3 acres in Pinellas County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the land for competitive bids and objections, based on offer from Mr. Thompson. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented letter from E. M. Magaha of Fort Myers, Florida, representing various claimants on Porpoise Island, submitting offers as follows totaling \$1385.00:

Frank Futch—Offer of \$125.00 for Tract 1;  
 Lee Young—Offer of \$100.00 for Tract 2;  
 Colin Howell—Offer of \$125.00 for Tract 3;  
 Archie Bryant—Offer of \$75.00 for Tract 4;  
 Ed Young—Offer of \$100.00 for Tract 5;  
 R. B. Farr—Offer of \$85.00 for Tract 6;  
 Ed Young—Offer of \$125.00 for Tract 7;  
 Dick Brooks—Offer of \$125.00 for Tract 8;  
 Alton Morrallis—Offer of \$50 for Tract 10;  
 Leona Cannon—Offer of \$125 for Tract 11;  
 J. M. Keen—Offer of \$125.00 for Tract 12;  
 Fred Halloway—Offer of \$100 for Tract 13;  
 R. L. Meek—Offer of \$125.00 for Tract 14,

said tracts being designated according to numbers given on blueprint filed in the Land Office and identified as "Plat of Porpoise Island in the E $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 24, Township 44 South, Range 22 East, Lee County, Florida."

Mr. Bayless stated that on January 25th the Trustees agreed to advertise Porpoise Island, upon application from Victor Retty, with bid of \$1,000.00 and the area was advertised for bids to be received March 7th; that on February 29th, E. M. Magaha requested that the Trustees postpone sale pending receipt of applications and offers from a group of claimants to the land, which request was granted. Notice as advertised recorded in Minutes of March 7th.

Mr. Bayless further explained that the group represented by Mr. Magaha had been living on the island for a number of years and had reclaimed the mangrove area, and pursuant to agreement with Mr. Magaha a survey had been made at the expense of applicants and filed in the Land Office. It was recommended that sales be made to applicants at the prices offered.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offers from clients of Mr. Magaha, listed above, and that deeds be prepared for execution. Upon vote the motion was adopted and so ordered.

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Application was presented from Jack Yaeger of Tallahassee for five-year grazing lease on marginal land along the shore of Lake Jackson, Leon County, adjacent to upland property owned by Leon T. Cheek of Live Oak Plantation. Rental of twenty-five cents an acre annually was offered for the lease.

Mr. Bayless stated that Mr. Cheek was given the privilege of leasing this property in February, 1943, when marginal areas were leased to other property owners around the Lake, but no application was ever received from him.

Motion was made by Mr. Mayo that subject to no objection from Mr. Cheek the Trustees authorize five-year grazing lease in favor of Jack Yaeger, at a rental of twenty-five cents an acre annually. Motion seconded by Mr. Larson and adopted by affirmative vote of Governor Holland, Mr. Larson and Mr. Mayo. Mr. Watson did not vote for the motion for the reason that he felt there was question as to authority of the Trustees to block off the area to the water's edge; that sovereign lands and lake bottoms came to the State as a public trust and could not be alienated.

Request was presented from Mr. J. P. Scranton for extension of time on contract entered into October 26, 1943, between the Trustees and Mr. Scranton, for exploring certain lands described in the agreement, which exploration expired April 30, 1944. Letter dated April 28, 1944, from Mr. Scranton to the Trustees, was read in which he reported as to progress made in the exploration work; also giving information on gravity survey being made by Petty Geophysical Engineering Company of San Antonio, Texas. Another letter from Mr. Scranton was read, dated July 8, 1944, requesting information as to whether or not action had been taken on his application for extension of time within which to complete exploration work already started. Accompanying said letter was a Geophysical Report of Cape Sable area and maps dated June 24, 1944, signed by A. L. Wilkinson, Party Chief for Petty Geophysical Engineering Company.

Discussion was had as to the attitude of Model Land Company and whether or not it had agreed to an extension of lease on its land, and it was suggested that this information be available before taking final action on Mr. Scranton's request.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. Scranton be advised that the Trustees look favorably on granting an extension of his lease but suggest that he take the matter up with Model Land Company and ascertain what its attitude is with reference to extension of time; that with such information before them the Trustees will give further consideration to the application.

Upon vote the motion was adopted.

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Application was presented from Broward County Port Authority to purchase such sovereignty areas as are owned by the State which lie within the boundary of the entrance basin and maintenance area of Port Everglades Entrance channel. A price of \$150 an acre was offered as payment for the land, the area and description to be determined by survey furnished by the Port Authority.

Motion was made by Mr. Watson that the application of Broward County Port Authority be favorably acted upon. Motion seconded by Mr. Mayo and upon vote it was agreed to grant request and upon survey being furnished satisfactory to the Trustees, the land be advertised for objections. Motion adopted.

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Letter was submitted from Attorneys Loftin, Anderson, Scott, McCarthy and Preston, representing Miami Shipbuilding Company, requesting that the Trustees bring suit to decide the question of cancellation of the old Price Oil and Gas Company's lease. Mr. Bayless reported cancellation of this lease by the Trustees August 12, 1936 which was re-affirmed March 22, 1938, based on opinion of Attorney General Cary D. Landis; that a later opinion by Attorney General George Couper Gibbs, sustained the opinion of Mr. Landis.

Attorney General Watson stated that he had gone into the matter thoroughly and concurs in the opinion of the two former Attorneys General, that the lease stands cancelled by action of the Trustees.

Upon suggestion of the Governor that no further action be taken by the Trustees as to this lease, motion was made by Mr. Watson that the attorneys for Miami Shipbuilding Company be advised that the lease was properly cancelled in August 1936 and re-affirmed in March 1938; that the Trustees decline to become a party to a suit on the question but will be glad to assist in making the files in the office available to the Company. Motion seconded by Mr. Mayo and upon vote adopted.

Offer of \$50 an acre was presented from H. H. Lewin on behalf of client, for purchase of

NW $\frac{1}{4}$ , N $\frac{1}{2}$  of NE $\frac{1}{4}$  and S $\frac{1}{2}$  of SE $\frac{1}{4}$ , Section

- 28, Township 53 South, Range 40 East, containing 320 acres in Dade County.

Mr. Bayless reported that the land is located southwest of Hialeah and is in the same section as land sold to Pan American Airways, appraised at \$50 an acre. It was recommended that the land be advertised for bids as numerous inquiries had been received regarding the tract.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the land be advertised for competitive bidding and that notice be sent to be interested parties, including Pan American Airways. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offers from Joe Hilliard and William T. Hull, for the following described land in Hendry County:

From Joe Hilliard:

\$3 and acre for S $\frac{1}{2}$  of Section 31, Township 46 S., Range 31 E.; \$2.75 an acre for S $\frac{1}{2}$  of Section 3; N $\frac{1}{2}$  of Section 13, and S $\frac{1}{2}$  of Section 15; Township 46 South, Range 31 East.

From William T. Hull:

\$3 an acre for W $\frac{1}{2}$  of Section 3, Township 46 South, Range 32 East.

It was recommended that the land be advertised for bids.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees advertise for competitive bidding the land applied for by Mr. Hilliard and Mr. Hull, based on the bids submitted. Upon vote the motion was adopted.

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Offer of \$400 was presented from Fred H. Gregory of Winter Garden, Florida, for Orange County land described as:

S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 31, Township 24 South, Range 27 East, containing 80 acres.

Mr. Bayless stated that according to the Field Report the land is located about 20 miles from Winter Garden, a portion of the area being embraced in a lake and the remainder scrub and cut over pine.

Motion was made by Mr. Mayo, seconded by Mr. Larson,

that the land be sold to Mr. Gregory at the price offered. Upon vote the motion was adopted and so ordered.

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Request was presented from Kenneth W. Kerr of Dunedin, Florida, on behalf of Miss Mary E. Shanklin, for partial release of Mortgage No. 17534 in so far as it affects Lot 17 according to re-plat of a part of the subdivision of Dunedin Isles, Unit No. 1. Twenty-five dollars (\$25.00) was offered for the partial release, which Mr. Bayless reported was in line with other releases made.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize release from Mortgage No. 17534 of the area applied for by Miss Shanklin at the price offered. Upon vote the motion was adopted and so ordered.

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Application was presented from Frank M. Coward, purchaser of Conch Key, for approximately ten (10) acres of submerged flats adjacent to said Key in order to bulkhead the island, enlarge and fill in the area and create a small harbor for his boats in case of storm. One hundred dollars (\$100.00) an acre was offered for the flats.

Motion was made by Mr. Larson that the offer of \$100 an acre be accepted, subject to advertisement for objections as required by law. Motion seconded by Mr. Watson and upon vote adopted.

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Cellulose Fiber Company of Miami, Florida, requests that Trustees convey 344 acres of land under their Contract No. 18698, sufficient payment on the principal at the rate of \$15 an acre having been made to entitle the Company to receive deed to that area. Mr. Bayless recommended that the request be granted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize conveyance to Cellulose Fiber Company of 344 acres under Contract No. 18698. Upon vote the motion was adopted and deed authorized upon receipt of description.

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Application was received from W. J. Hendry and Hope L. Hendry offering \$15 an acre for land in Highlands County described as:

E $\frac{1}{2}$  of SW $\frac{1}{4}$  and SE $\frac{1}{2}$ , less 20 acre strip on the

East side, in Section 23, Township 37 South, Range 30 East, containing 220 acres.

The land is under lease to Earnest Durrance until December 29, 1944.

Mr. Bayless reported that J. D. Mitchell of Sebring, Florida, was also interested in the purchase of this land.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the land be advertised for competitive bidding based on offer of \$15 an acre. Upon vote the motion was adopted.

Application was presented from C. A. Bailey of Belle Glade, Florida, on behalf of client, to purchase the following described land:

\$15 an acre for parts of Sections 6, 7 and 8 of Township 47 South, Range 38 East;

\$10 an acre for Sections 1, 2, 3, 10 11, 12, Township 47 South, Range 37 East, and

\$5 an acre for Sections 4, 5, 6, 7, 8, 9, Township 47 South, Range 37 East.

All located in the southern part of Palm Beach County, West of State Road No. 26.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the land be advertised for bids, based on offers from Mr. Bailey. Upon vote the motion was adopted and so ordered.

Action was deferred on application from Joe Van DeVelde to purchase approximately 60 acres of reclaimed lake bottom land adjacent to upland owned by him in Lot 2, Section 18, Township 40 South, Range 33 East, Glades County. The Trustees requested examination made and report of findings filed for consideration at a later meeting.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$400 from G. Fred Andrews of Lake Butler, Florida, for the N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 34, Township 5 South, Range 20 East, containing 80 acres in Union County, and make counter proposal to accept \$950 for the land. Upon vote the motion was adopted and so ordered.

Offer of \$12.50 an acre was submitted from I. G. Atwell of West Palm Beach, Florida, for the following described land:

S $\frac{1}{2}$  of Section 25, Township 42 South, Range 38 East, containing 80 acres in Palm Beach County.

Mr. Bayless reported that the land is located about ten miles from Canal Point and three-quarters of a mile from West Palm Beach Canal, and the entire section is owned by the Trustees. His recommendation was that the whole section be advertised for competitive bidding provided Mr. Atwell will agree to bid not less than \$12.50 an acre for entire area.

Motion was made by Mr. Watson that the Trustees approve the recommendation of Mr. Bayless and advertise for competitive bidding Section 25, Township 42 South, Range 38 East, upon information from Mr. Atwell that he will bid \$12.50 an acre on the entire section. Motion seconded by Mr. Larson and upon vote adopted.

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Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees advertise for competitive bidding land for which Everett Boney offered \$1,290.00, said land being described as:

Lots 9, 10 and 11 of Section 20, Township 35 South, Range 31 East, containing 46.98 acres in Highlands County, located on the east side of Lake Istokoga.

Upon vote the motion was adopted and the land ordered advertised.

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Application was presented from John R. Adams of Jacksonville, Florida, on behalf of V. A. Stevens, offering \$25 for 0.25 of an acre of sovereignty land at Mill Cove on the southerly shore of the St. Johns River, adjacent to upland ownership of Mr. Stevens at Gilmore. Mr. Stevens plans to reclaim the area applied for in connection with construction of a bulkhead in front of his property on the St. Johns River.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer from Mr. Stevens, subject to advertisement for objections as required by law. Upon vote the motion was adopted and so ordered.

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Offer of \$4 and acre was submitted from John D. Bischoff of Jacksonville, Florida, for

180 acres in Section 33, Township 1 North, Range 25 East, Duval County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer from Mr. Bischoff, but make a counter proposal to accept \$1,950 for the parcel, which is in line with appraised value. Upon vote the motion was adopted and so ordered.

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Application was presented from T. W. Conely, Jr., on behalf of S. J. Davis, offering \$17.50 an acre for

Approximately 114 acres of Lake Bottom land in

Section 33, Township 37 South, Range 35 East.

Mr. Bayless reported that the land is located in the Eagle Bay section south of Okeechobee, and the offer is in line with recent sales in that area.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer from Mr. Conley for the land applied for on behalf of Mr. Davis. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$572.00 from Carroll W. Fussell of Bushnell, Florida, on behalf of Monarch Orange Company, for purchase of.

SW $\frac{1}{4}$  of Section 9, and S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 26, Township 18 South, Range 21 East, containing 240 acres in Sumter County.

but that counter proposal be made to accept \$700 for the parcel. Upon vote the motion was adopted and so ordered.

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Request for renewal of lease was presented from Parker Holt of Fort Myers, Florida, on behalf of Charles Dean, involving a small area adjacent to Pine Island road in Lee County, Florida. Offer of \$150 was submitted for a five-year lease on the property, the present lease having expired in July, 1944.

Upon recommendation of Mr. Bayless, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees renew Lease No. 326 for a period of one year upon payment of \$50.00. Upon vote the motion was adopted and so ordered.

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Offer of \$3 an acre was presented from John Ham of Cleveland, Florida, for purchase of,

Lots 1, 2, 3 and 4, Section 3; NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 4; Lot 1 of Section 5; All in Township 40 South, Range 26 East, containing 568.67 acres in Charlotte County.

Motion was made by Mr. Watson to advertise the land applied for by Mr. Ham for competitive bids based on offer of \$3 an acre. Motion seconded by Mr. Larson and the land ordered advertised.

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Mr. Bayless reported that on June 20th there was advertised to be sold to the highest bidder approximately fifteen (15) acres of land in

N $\frac{1}{2}$  of SW $\frac{1}{4}$ , bordering Lake Munson, Section 26, Township 1 South, Range 1 West, Leon County.

The highest bid submitted at the sale was \$25 an acre from Dr. D. I. Rainey, represented by A. R. Richardson, but the appraisal on the land being higher than the bid, all offers were held in abeyance with definite action to be taken at a later date.

Mr. Bayless reported that Dr. Rainey, who represents Mrs. Lona Roberts, has raised the bid to \$30 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$30 an acre from Mrs. Roberts for the land on Lake Munson advertised for sale June 20th and consideration deferred to this date. Upon vote the motion was adopted and so ordered.

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Offer of twenty-five cents (25) an acre was presented from H. O. Murphy of Avon Park, Florida, for five-year grazing lease on land described as:

Lot 4, Section 34, Township 35 South, Range 31 East, containing 47.95 acres in Highlands County.

Recommendation from the Land Office was that the lease be made for a period of one year at the price offered.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to allow five year lease, but agree to authorize one-year grazing lease in favor of H. O. Murphy on the Highlands County land above described, upon payment of twenty-five cents an acre. Upon vote the motion was adopted.

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Mr. Bayless reported that in August, 1925, T. B. Ellis, Jr., of Fort Pierce, Florida, purchased the following described land in St. Lucie County at prices of \$963.00, \$730.00 and \$760.00 an acre:

Lot 8, Section 1; Lots 4 and 5 of Section 12, and Lots 2 and 3 of Section 13, Township 35 South, Range 40 East, containing 190.84 acres;

that the total purchase price amounted to \$143,402.89 with cash payment of \$35,850.73 making an average of \$187.00 and acre paid in cash; that the Trustees still hold mortgages No. 17271 and No. 17272 on this property and Mr. Ellis offers \$1,000 for assignment of said mortgages.

Upon discussion of action taken on similar cases in the past, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees authorize release of the mortgages on land equal to payments made, upon reconveyance to the State of the remainder of the land, free of all encumbrances. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that similar request to that of Mr. Ellis had been made by Thomas L. Glenn, Jr., of Sarasota, Florida, for release of Mortgages Nos. 17542, 17543 and 17545 dated in February, 1926, from W. B. Harvard, involving the following described land:

E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 17, Township 39 South, Range 20 East; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , N $\frac{1}{2}$  of SE $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 31, Township 39 South, Range 21 East, and NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  and N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 32, Township 39 South,

Range 21 East, containing 560 acres in Sarasota County,

sold at \$40 an acre, or a total purchase price of \$22,402.00. \$5,600.00 was paid in cash and notes and mortgages given to secure the balance. Mr. Glenn states he feels that they have paid much more than the land is worth and applies for release of the mortgages.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to release mortgages on land equal to payments made upon reconveyance to the State of the remainder of the area free of all encumbrances. Upon vote the motion was adopted.

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Application was presented from Humble Oil and Refining Company for lease on 40,000 acres of State owned lands as provided in Section 3 of Chapter 20667, Acts of 1941 Legislature, the said land being located in Broward and Dade Counties. Mr. Bayless advised that the application is based on a full mineral acre and the Company has selected lands on which the Trustees have sold the fee title and reserved the mineral rights, which would mean that a whole section would be considered as 320 acres.

Upon discussion of requirements of the Act, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize oil lease in favor of Humble Oil and Refining Company on 40,000 acres of State owned land as required under the provisions of the Act and that the execution of the lease be approved, subject to preparation of the papers in the Attorney General's office for closing the transaction. Upon vote the motion was adopted and so ordered.

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Application was presented from River Oil Company for lease on 1,384 acres of water bottoms, being that part of the Suwannee River in Townships 3 and 4 South, Range 11 East, covering an area approximately one-eighth mile wide and 17.3 miles long. Payment of \$346.00 cash was offered as a bonus with a like amount each year as delayed rental, which is on the basis of twenty-five cents (25c) an and acre annually.

The Attorney General suggested that it might be better to hold up all applications where the area involved was in excess of 320 acres, pending decision by the Supreme Court

on the question of whether or not notice should be given before leasing any lands for oil and gas. Governor Holland was of the opinion that it would be necessary to suspend action on applications covering in excess of 320 acres until the suit was determined.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees suspend action on this and any other application for oil lease involving acreage over 320 acres. Upon vote the motion was adopted and so ordered.

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Application was presented from W. G. Blanchard for permission to do certain geophysical work on Biscayne Bay.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the request from Mr. Blanchard be denied. Upon vote the motion was adopted and so ordered.

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Request was presented from T. C. Douglas of Welaka, Florida, for five year lease on three small islands in the St. Johns River, located in Sections 36, 37 and 39, Townships 10 and 11, Range 26 East, Putnam County, Florida. The islands were desired for shad fishing.

Upon recommendation from the Land Office, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to give a five year lease, but allow lease for a period of one year upon payment of \$50. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented application from F. M. Forman of Fort Lauderdale, Florida, offering \$25 an acre for the following described land in Broward County, title to which vested in the State through settlement with Everglades Drainage District under Chapter 14717, Acts of 1931:

Tract 10 and S1½ of Tract 11, Section 25, Township 50 South, Range 41 East, containing 29.31 acres.

Mr. Forman also offered \$25 an acre for Tract 8 of the same Section, but pending decision of the Courts involving this tract, said tract has been eliminated from application.

The Trustees having recently sold other land in that vicinity at a price of \$40 an acre, motion was made by Mr.

Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$25 an acre, but make counter proposal to accept \$40 an acre for the land. Upon vote the motion was adopted and so ordered.

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Offer of \$250 was presented from Mrs. Helga Linn of Sarasota, Florida, for the following land, title to which came to the State under provisions of Chapter 14572, Acts of 1929:

Lot 6, Block B, Golf Course Heights, Sarasota County, Florida.

The offer being double the amount of the decree covering this parcel, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept \$250 for the lot applied for by Mrs. Linn. Upon vote the motion was adopted and deed ordered issued.

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Notice was presented from the Clerk of the Circuit Court of Glades County that Certificate No. 261 of 1942 was outstanding against State land described as:

Lot 3, Section 34, Township 40 South, Range 32 East, containing 53.81 acres in Glades County; that the amount necessary to redeem the land from the 1941, 1942 and 1943 taxes for Everglades Drainage District was \$21.62.

It was explained that through error this land had not been certified to the Drainage District for extension of taxes, having been carried on the land records as Lake Bottom lands, when in fact the land had been surveyed and was assessed for taxes and certificate as above issued thereon.

Motion was made by Mr. Watson that the Trustees authorize issuance of warrant in amount of \$21.62 for redemption of the land from certificate of 1942. Motion seconded by Mr. Mayo and upon vote adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize issuance of warrant for \$25.00 in favor of Curtis Byrd, Special Master in suit of R. A. Baird, Inc. vs. John W. Martin, et al., 15th Judicial Circuit—Chancery 9578. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize issuance of warrant in amount of \$25.00 in favor of Lillian Henry for reporting hearing June 9, 1944—Chamber of Commerce of Tampa Re: Oil leases along the Gulf Coast of Florida, and furnishing copies of transcript. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented application from the United States for lease covering the following described land in Levy County, title to which came to the State under provisions of Chapter 14572:

Section 31, Township 12 South, Range 18 East;  
 Sections 6 and 7, Township 13 South, Range 18 East;  
 Sections 3, 12, 13, 14, 15, 22, 23, 25, 26, in Township 13 South, Range 17 East, containing 4,200 acres.

The land was desired in connection with Air to Ground Gunnery Range, Montbrook, Florida.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize lease in favor of the United States of America, for a period extending six months after termination of the present war, covering the lands applied for. Upon vote the motion was adopted and so ordered.

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Request was presented from the Attorney General for issuance of warrant in amount of \$46.35 in favor of Edwin R. Williams, Clerk of the United States District Court, covering overpayment arising out of condemnation suit involving Parcels 5-A, 6 and 10.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the request of the Attorney General be granted and warrant authorized issued to Mr. Williams for \$46.35 for the purpose as outlined. Upon vote the motion was adopted and so ordered.

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Informal discussion was had on certain suits involving payment of Everglades taxes on State lands within the District, and Governor Holland stated that he was in accord with certain questions raised but with reference to

payment of Everglades taxes on fee simple land he thought the Trustees would take a contrary position to what they had assured the R. F. C. they would take, having agreed to pay taxes on State land when refinancing of the District's indebtedness was being worked out; that as to reclaimed lake bottom lands, he did not think they should carry the drainage tax. Also Murphy Act lands were in a different class.

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Letter dated June 16, 1944, from Attorney General Watson, was presented to the Trustees on the subject of "State lands lying in Everglades Drainage District and their taxation by the District" with recommendation that the Trustees adopt a rule requiring copies of lists of State lands certified to the tax assessors within Everglades Drainage District with certain instructions as to assessment.

Upon discussion of the subject, the Secretary reported that for the past few years lists of all State lands located within Everglades Drainage District, subject to taxation, had been furnished the tax assessors.

No action was taken.

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The Trustees having referred to the Attorney General the matter of sale of Everglades Tax Certificate lands in favor of Ned Kocher and Eva Caldwell Miller, former owners, letter dated July 6th from Mr. Watson was presented and read.

The main point on which the opinion of the Attorney General was requested was the making of two deeds to former owners involving a description, according to the certificate, as representing fractional interest. The recommendation of the Attorney General was that the applicants be permitted to participate in the purchase of said interest of the Trustees, either on a joint basis or on such basis as may be agreeable to such two parties.

The land in question came to the Trustees through settlement with Everglades Drainage District under provisions of Chapter 14717, Acts of 1931, and is described as follows:

Cert. No.	Description	Acres
4 of 1927	All undivided $\frac{1}{4}$ interest.....	154

5 of 1927	All undivided $\frac{1}{4}$ interest.....	154
5 of 1928	All S of St. Lucie Canal (Und. one-fourth interest).....	15
6 of 1928	All S of St. Lucie Canal (Und. one-fourth interest).....	15
30 of 1929	All S of St. Lucie Canal (Und. $\frac{1}{2}$ int.).....	15

All in Sec. 3, Twp. 40 S., Rge. 38 E., Martin County.

Upon further discussion of the description, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees convey the land described by joint deed in favor of Ned Kocher and Eva Caldwell Miller, at a price of \$3,005.12 with six per cent interest on deferred payments. Upon vote the motion was adopted and so ordered.

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Mr. Elliott presented letter from Attorney General Watson on the subject of request from North Shore Corporation for survey to be made of Township 1 South, Range 28 East, Duval County, in which letter he suggested that chief drainage engineer for the Trustees be designated; that the Chief Drainage Engineer for the Trustees had the sole power of approving and rendering valid a survey and that upon completion of a survey by North Shore Corporation, at its expense, the results of same, together with all field notes, plats, etc., be submitted to the engineer for determination as to whether or not such survey will be approved.

(The Trustees by Resolution dated June 27th, 1944, designated F. C. Elliot as Chief Drainage Engineer for the Trustees).

Mr. Elliot explained the necessity for making a survey of the hitherto unsurveyed land in that area, and stated that he had advised the engineer for North Shore Corporation that if a survey was made at the expense of the Corporation and submitted for examination, that examination would be made to determine whether or not it should be accepted as a State Survey.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the action taken by Mr. Elliot be approved. Upon vote the motion was adopted and so ordered.

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Letter dated July 18th, 1944, was presented from Attorney General Watson, on application from Richlands, Incorporated, for renewal of Lease No. 18284 involving lands known as "Pelican Bay Tract", the matter having been referred to the Attorney General for determination as to the permanent improvements and those capable of being removed.

The report from the Attorney General was ordered filed for further consideration at a later date.

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The Trustees deferred action on request from Attorney General Watson that they give consideration and reach an agreement as to division of proceeds between the State and original claimants involved in condemnation suit covering Everglades tax certificate lands.

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The Secretary reported that some question had arisen as to issuance of quitclaim deeds for conveying oil and mineral reservations to land, title to which vested in the State under Chapter 14572, Acts of 1929, and since the Trustees had authorized sales made for certain parcels of such land, located in Palm Beach County, the applicants had included in their bids an amount to cover the release of reservations. Parties in whose favor sales had been authorized are as follows:

Clevie B. Davis.  
L. G. Hollon.  
S. A. Butler.  
Henry DeLoach.  
John Tate.  
Joe Youngstrom.  
Robert E. Lee.

Upon discussion of the subject, motion was made by Mr. Watson that the deeds be rewritten eliminating the reservation clause since there was no statutory provision requiring the Trustees to retain such reservations. Motion seconded by Mr. Larson and upon vote adopted.

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Mr. Elliot reported that the State Road Department had presented request from J. E. and F. F. Ravlin that

the Road Department construct an entrance road from property which the Trustees recently conveyed to them by Deed No. 18852 dated November 5, 1943, to connect with the Overseas Highway. Map was displayed showing the proposed road which would cross state land a distance of approximately 300 feet at an estimated cost to the Trustees of from \$3,500 to \$5,000. The proposal provided for the payment of the road by the Ravlins, the Trustees and the State Road Department.

Upon consideration of the proposal, the Trustees were of the opinion that the road would not enhance the value of the State land to be traversed by the proposed road to the extent that they would ever realize such an amount from sale of the property. Whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to assume any cost of construction of the road requested by the Ravlin Brothers. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported to the Trustees that for facilitating carrying out the provisions of Chapter 21784, Acts of 1943, he had prepared from dependable surveys a "Plat of the Unsurveyed Land in Sections 20, 21, 28, 29, 32 and 33 of Township 11 South, Range 27 East," embracing the permanently reclaimed area lying between the United States Government Meander of Lake Broward and the margins of the lake as it existed in 1943, and that the said Plat would be filed with the Department of Agriculture to become a part of the records of public surveys.

Chapter 21784 authorizes the Trustees to convey land marginal to Lake Broward, Putnam County, to the Town of Pomona, under certain conditions, and the Town is authorized to receive the title and in turn convey to the upland owners under such terms and conditions as may be agreed upon by the Trustees and the Town of Pomona; also the Town of Pomona may retain title to such land as may be required for public purposes of the municipality.

The Secretary recommended that Mr. C. S. Middleton, Representative from Putnam County, be notified that the Trustees are ready to make conveyance and request that the Town of Pomona make an offer for the land.

Without objection, the matter was referred to the At-

torney General for report and action was postponed pending further information. It was so ordered.

### SUBJECTS UNDER CHAPTER 18296

The following list of bids was presented for land under Chapter 18296 and the Secretary reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	7- 3-44	1
Baker	7-12-44	1
Bay	3- 6-44	15
Bay	4-10-44	11
Bay	4-24-44	10
Bay	5- 8-44	11
Bay	6- 5-44	3
Charlotte	1-10-44	1
Charlotte	3-13-44	13
Clay	4- 1-44	8
Columbia	3-29-44	9
Dade	3- 1-44	19
Dade	3-27-44	10
Duval	2-24-44	30
Franklin	2- 7-44	6
Gadsden	4- 4-44	9
Gadsden	5- 6-44	3
Gulf	5-22-44	2
Gulf	6-26-44	1
Hamilton	4-10-44	6
Hardee	4- 3-44	41
Hardee	6- 5-44	10
Hardee	7- 3-44	13
Hernando	2-21-44	18
Hernando	3-20-44	3
Hillsborough	4-10-44	89
Hillsborough	4-24-44	66
Hillsborough	5- 8-44	93
Hillsborough	5-22-44	65
Jefferson	3- 6-44	16
Lafayette	6- 6-44	1
Lee	1-25-44	31
Leon	6-12-44	2
Liberty	4-10-44	3

Liberty	5- 1-44	3
Liberty	5-15-44	1
Liberty	6-19-44	1
Liberty	7-10-44	1
Marion	3- 6-44	36
Martin	2-28-44	12
Martin	3-14-44	11
Martin	4- 3-44	6
Martin	4- 3-44	26
Okeechobee	2-10-44	2
Orange	3- 6-44	25
Osceola	4- 3-44	30
Pasco	3- 6-44	27
Pinellas	2-29-44	176
Polk	3-31-44	117
Putnam	3- 4-44	25
Santa Rosa	3-13-44	5
Sarasota	3-27-44	33
Seminole	4-10-44	47
Seminole	5- 8-44	40
St. Lucie	4- 3-44	10
St. Lucie	5- 1-44	8
St. Lucie (EDD)	6- 5-44	7
St. Lucie	6- 5-44	21
St. Lucie	7- 3-44	18
Sumter	2-28-44	14
Sumter	3-27-44	18
Volusia	2- 7-44	7
Volusia	2- 7-44	1
Volusia	3- 6-44	47
Volusia	5- 1-44	1
Walton	4-12-44	7

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Mr. Elliot submitted requests for correction deeds involving land in Duval, Volusia and Washington counties and recommended that they be authorized.

Motion was made by Mr. Watson, seconded by Mr. Lar-

son, that the following correction deeds be authorized for execution and delivery:

Duval County—Deed No. 1796-COR. To correct name of grantee from Mildred M. Davis to "Millard M. Davis";

Volusia County—Deed No. 1472-COR. To change name of grantee from Walter C. Fuller to "Mrs. Anna K. Fuller, widow";

Washington County—Deed No. 178-COR. To correct name of grantee from J. F. Ellis to J. F. Smith.

Upon vote the motion was adopted and the deeds authorized executed.

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Recommendation was presented from Attorney General Watson that when municipalities file suits involving Murphy Act lands under provisions of Chapter 21896 of 1943, that the Trustees notify the Clerk of the Circuit Court of the county in which the land is located to withhold from sale the land covered by such suit.

Mr. Elliot explained the requirements of the law as it affects Murphy Act lands and the division of the proceeds derived from foreclosure sale by the municipality.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the recommendation be approved and that the Clerks be authorized to withhold from sale lands embraced in suits filed by municipalities where such lands are also subject to municipal liens. Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for right of way across Murphy Act land in Hillsborough County, desired in connection with State Road No. 613.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees authorize right of way easement in favor of the State Road Department in connection with State Road No. 613 Hillsborough County—Project DA-WR-31—SRD No. 5. Upon vote the motion was adopted and so ordered.

Application was presented from the United States for short term permit on Murphy Act land in Orange County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Permit in favor of the United States desired in connection with

Site No. 357—Orange County Lot 6 and N $\frac{1}{2}$  of E 135 ft. of Lot 63, Carolina Terrace Subdivision of Section 28, Township 22 South, Range 28 East.

Upon vote the motion was adopted and permit ordered executed.

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The Trustees deferred action on application from City of Jacksonville Beach, Florida, pending offer for Duval County land desired for use as Camp Grounds, Sewage Disposal Plant, Public Parks and other public purposes, the Secretary having reported that in conversation with Mr. Elliott Adams, Attorney for the City, he had informed him of the policy of the Trustees in reference to sales to municipalities of Murphy Act land.

The application was ordered held pending receipt of offer from City of Jacksonville Beach.

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Request for allowance of protest after expiration of the twenty-one day period was presented from W. D. Wilson of Titusville, Florida, on behalf of G. E. Brodnax of Atlanta, Georgia. Explanation was made that application was filed with the Clerk for advertisement and sale of

Lot 1, Subdivision of NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 7, Township 24 South, Range 36 East, Brevard County;

that notice of sale was mailed to G. E. Brodnax of Atlanta, Georgia, but the address was in error and Mr. Brodnax never received notice; that sale was held March 20th and Marie Green was the highest bidder at \$17.50 for the parcel.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees authorize the Clerk to allow protest, refund all amounts deposited by Marie Green and readvertise the land for sale on protest from Mr. Brodnax. Upon vote the motion was adopted and so ordered.

The Trustees referred to the Attorney General for opinion letters from Mr. John D. Bischoff of Jacksonville, Florida, requesting that the Trustees disclaim title to land in Duval County, located in Sweetwater Farms S/D, Section 6, Township 4 South, Range 28 East, and direct the Comptroller to cancel certificates against the land. Letter dated July 6, 1944, from Attorney General Watson states that the law provides that,

"No sale or conveyance of real or personal property for non-payment of taxes shall be held invalid except upon proof that the property was not subject to taxation, or that the taxes had been paid previous to sale, or that the property had been redeemed prior to the execution and delivery of deed based upon certificate issued for non-payment of taxes,"

and further that it was his opinion that the Trustees should not disclaim its title to any Murphy Act lands except upon proof that one of the three reasons given was applicable; that since the application in this case did not bring itself within the scope of any one of the conditions set forth, it was his opinion that it should be denied.

Based on the opinion of the Attorney General, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to grant the application from Mr. Bischoff to disclaim interest of the State in the land described. Upon vote the motion was adopted.

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Letter was presented from Attorney General Watson, having reference to New Realty Company's Mortgage No. 17239 covering

Lot 2, Section 32, Township 60 South, Range 40 East, containing 77.70 acres of land in Monroe County.

Mr. Watson reported that a certificate was certified to the State under Chapter 18296 on this lot and Deed No. 225 was issued under said Chapter on October 25, 1940, in favor of Associated Securities Company at a price of \$1,700.00; that upon foreclosure of the mortgage and the vesting of title in the Trustees, they would be entitled to redeem the land from the holder of the Murphy Act

deed, such deed being considered as evidence of a lien rather than evidence of title by reason of the provisions of Section 270.16 and 270.18 Florida Statutes, by paying to the holder of such deed the amount paid therefor together with interest at the rate of six per cent. Attention was called to the fact that it would cost approximately \$2,400 to relieve its title from the effect of the tax lien and it was suggested that appraisal be made to determine whether the value of the land was sufficient to justify the expenditure.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. Bayless check the value of the land and if found advisable in the opinion of the Attorney General that the mortgage be foreclosed. Upon vote the motion was adopted and so ordered.

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Letter was presented from Mr. Ray E. Green, Clerk of the Circuit Court of Pinellas County, requesting that the Trustees reject bid of \$375 from Harold Robinson for SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 5, Township 29 South, Range 16 East, sale of February 29, 1944—Report No. 40—for the reason that the County desired to secure the land, possibly for cemetery purposes.

Motion was made by Mr. Watson that the Trustees decline to reject the bid on the ground that they would not be justified in such action under the provisions of Section 9 of the Murphy Act. Motion seconded by Mr. Larson and upon vote adopted.

Governor Holland suggested that the County be advised to make selection of another site, not included in a sale, and submit an application to the Trustees under one of the 1943 Acts authorizing conveyance without advertisement and sale. The suggestion was approved and so ordered.

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Letters were presented from Clerk of the Circuit Court of Sumter County, Mr. Roy Caruthers, and from Mr. J. C. Getzen, Jr., Representative in the Legislature from said County, requesting that the Trustees reconsider action recently taken rejecting all bids of less than \$1 an acre.

Action having been taken on this subject July 25th, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees decline to reconsider bids in Sumter County.

Request was presented that the Trustees authorize correction deed for the purpose of changing name of grantee in Citrus County Deed No. 21 dated December 14, 1940, sale of September 27, 1940, from Salt River Cattle Company to Rosebud Gibson Ibex, said company not being a legal entity. Affidavit was presented certifying that Rosebud Gibson Ibex was the sole and only person doing business under the Company name.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to issue correction deed, suggesting that the adjustment be made by the interested parties. Upon vote the motion was adopted and so ordered.

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Request was presented from Indian River County that the Trustees authorize sale of the following described parcels with a base bid of fifty cents per acre, which was the price agreed upon by the Trustees in 1943 for advertisement and sale of a large number of lots in Indian River Farms Drainage District:

Tracts 2, 3, 4, 5, 6, 7, Section 3, Township 33  
South, Range 38 East,  
Tract 4 of Section 2, Township 33 South, Range  
38 East.

The above tracts were included in the 1943 agreement, except as to one parcel. The applicants now desire to purchase these remaining tracts.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize sale of the above numbered tracts in Indian River Farms Drainage District with a base bid of fifty cents an acre. Upon vote the motion was adopted and so ordered.

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Application was presented from the City of Key West for conveyance under Chapter 20424, Acts of 1941, of 172 parcels of land in Monroe County described as being in E. M. Semple's Subdivision of Stock Island. Proper certificate of ownership by the City prior to title having vested in the State was filed with the Trustees, together with check in amount of \$172.00.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize conveyance under Chapter 20424 of 1941 of the lots applied for to the City of Key

West at the price offered—\$172.00. Upon vote the motion was adopted.

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Letter was presented from Mr. John Kremer of Fort Lauderdale, Florida, requesting that the Trustees reject high bid of \$27.75 from F. W. Metcalf for Lot 12, Block 44, Progresso—Sale of June 19, 1944—and make deed to his wife as former owner, notice of sale not having been received in time for her to protect her interest. The Secretary recommended that applicant be allowed to protest sale, if desired, and allow the land to be readvertised.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline request of Mr. Kremer, but agree to allow protest from his wife provided she will immediately deposit amount required with the Clerk of the Circuit Court for readvertising the lot. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the Trustees approve the following bids for land in Putnam County and authorize issuance of deeds corresponding thereto:

Lundy Addition—E $\frac{1}{2}$  of NW $\frac{1}{4}$ , Except Block 10, in Section 19, Township 10 South, Range 27 East—\$75.00;

Palatka Gardens—SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 6, Township 9 South, Range 26 East—\$40.00;

Santa Monica East, Special Highway Add. No. 2—NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 18, Township 9 South, Range 26 East—\$40.00,

all being shown on Report No. 47—sale of November 6, 1943.

Information was furnished that these bids had been delayed in having approval owing to discrepancies which had now been worked out.

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Request was presented from Hillsborough County for conveyance under Chapter 21929, Acts of 1943, of Murphy Act land to be used as sites for playgrounds, parks, reforestation and forest parks.

The Trustees deferred action on the request pending further information. It was so ordered.

The Secretary reported that the Comptroller had transmitted for consideration of the Trustees applications from Clerks of the Circuit Courts of various counties, requesting cancellation of tax sale certificates, all of which had been certified to the State under Chapter 18296, Acts of 1937.

Upon examination of the list of certificates, motion was made by Mr. Larson, seconded by Mr. Watson and duly adopted, that based on statements made by the Clerks, the Trustees of the Internal Improvement Fund disclaim interest in the following certificates, the opinion being that they evidence no title in the State under Chapter 18296;

#### ALACHUA COUNTY

Cert. No.	534—1899)
Cert. No.	234—1903)
Cert. No.	417—1908)
Cert. No.	832—1909)
Cert. No.	1026—1909
Cert. No.	610—1916
Cert. No.	484—1927
Cert. No.	1835—1928
Cert. No.	178—1919
Cert. No.	302—1919
Cert. No.	694—1931
Cert. No.	699—1932
Cert. No.	1709—1928

#### CHARLOTTE COUNTY

Cert. No. Pt.	555—1928)
Cert. No.	2991—1933)

#### MONROE COUNTY

Cert. No.	133—1925
Cert. No.	145—1925

#### POLK COUNTY

Cert. No.	11882—1927)
Cert. No.	22544—1933)

#### SUWANNEE COUNTY

Cert. No.	2816-B—1933)
Cert. No.	2819-B—1933)

#### FRANKLIN COUNTY

Cert. No.	138—1928
Cert. No.	405—1932
Cert. No.	586—1933

Cert. No. 78—1928  
 Cert. No. 230—1930  
 Cert. Pt. 1307—1933

PINELLAS COUNTY

Cert. No. 5515—1926

GULF COUNTY

Cert. No. 125—1909  
 Cert. No. 212—1913

NASSAU COUNTY

Cert. No. 7—1926

PASCO COUNTY

Cert. No. 1299—1928

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees refer to the Attorney General for opinion requests from Gulf, Hardee and Sumter Counties, as there was some question as to whether or not the Trustees should disclaim title of the State in said certificates. Upon vote the motion was adopted.

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The Secretary reported that the following transfer would be made for the month of July, 1944, to General Revenue from funds derived from sales under Chapter 18296:

TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for  
 Transfer to General Revenue Fund\$25,000.00

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
 Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
 August 1, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

Spessard L. Holland, Governor.  
 J. M. Lee, Comptroller.  
 J. Edwin Larson, Treasurer.  
 J. Tom Watson, Attorney General.

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F. C. Elliot, Engineer and Secretary.  
 F. E. Bayless, Land Clerk.

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Mr. M. D. Carmichael of West Palm Beach, Florida, representing the Sovereign Finance Company and Earle Wright et ux, appeared to discuss certain verdicts rendered in USA v. 701.11 acres of land in Palm Beach County, et al., No. 822-M-Civil, being a Federal condemnation proceeding upon the land in Palm Beach County, which before condemnation was owned in part by his clients and in part by the Trustees of the Internal Improvement Fund. Title of the Trustees was based upon the transfer of Everglades Drainage District Certificate No. 2389, sale of 1929, which was not redeemed within the time provided. It was pointed out that not all of the land described in the certificate was involved in the above case, but only Tracts C-4, C-30, C-1, C-20, C-3, C-6 and C-7. It was further shown that, in Tract C-4, the Trustees claim about 55 out of an approximate 100 acres, the remainder being claimed by Earle Wright et ux; that, in Tract C-7, the Trustees claim 95 acres out of an approximate 100 acres, the remainder being claimed by Sovereign Finance Company.

Mr. Carmichael reviewed the proceedings had in this case, through the State and Federal courts, and stated that a verdict of nearly \$28,000 more than the Government's appraisal had been reached at the trial had February 1 and 2, 1944. Reference was made to correspondence had with the Trustees which, at one time, indicated that the land would be conveyed for approximately \$4000, but that, before this transaction could be closed, Declaration of Taking was filed by the United States; that at the trial above mentioned, through the efforts of his clients, the value of the property was increased over the Government's appraisal by the above amount.

Mr. Carmichael informed the Trustees that his clients had an investment in the property of approximately \$180,000, and he felt the original owner, that is, at the time of

the transfer of the certificate mentioned, should be allowed to get the land back and save his investment. He suggested that the Trustees enter into an agreement withdrawing its claim and allow Sovereign Finance Company and Earle Wright et ux to receive the jury's award.

Inquiry was made by Governor Holland as to a decision in another case similar to this one. Mr. Melvin replied that the case in question was the Beach suit and that the Circuit Court of Appeals had held with the Attorney General's contention that the fee simple title was in the Trustees.

Mr. Melvin and Mr. Warren, Assistants in the Attorney General's office, reviewed the cases involving the lands in question and furnished information as to decisions rendered and the present status of the suits.

Attorney General Watson stated that he had asked the Trustees to hear Mr. Carmichael, since he felt Carmichael's clients might be entitled to participation in the funds recoverable from the two tracts involved and claimed to be jointly owned.

Governor Holland expressed the opinion that payment of any state and county taxes wrongfully assessed should be returned to the person making payment, if they were paid after 1931, and with reference to increased value due to the efforts of Mr. Carmichael's clients he felt that such increase properly belong to the Sovereign Finance Company and Earle Wright et ux and that he felt there should be very little question raised by the Trustees on that point; that if the question of title had not been decided by the Florida Supreme Court it might be advisable to have a test and get an opinion on that point.

Attorney General Watson stated that if some basis of settlement could be arrived at now the money in the condemnation suit could be distributed and questions of law remaining open could be passed on by the Supreme Court as soon as a case could be filed and decision rendered.

Mr. Carmichael submitted figures showing amounts paid by his clients for taxes as follows:

*Earle Wright, et ux:*

State, County and Everglades Dr. Dist. Taxes	
1932 to 1941 .....	\$ 273.43
Lake Worth Drainage District taxes—1928 to	
1942, incl. ....	2,291.61

## Sovereign Finance Company—

Everglades Drainage Dist. taxes, since 1931.....	1,605.74
State and County taxes .....	1,122.09
Lake Worth Drainage District taxes .....	10,077.91

and stated that the Trustees had not made any claim through the tax collectors that they owned these lands.

Upon request from Governor Holland, Mr. Elliot explained that each year since 1931, as required by law, a list of all lands owned by the State, including those acquired by the Trustees under Everglades Drainage District tax certificates, had been certified to Everglades Drainage District for assessment upon the tax rolls of the respective counties, and that taxes have been paid on these lands as required under the 1941 Act.

The question of Lake Worth Drainage District taxes was discussed and Mr. Elliot explained that had the Trustees sold the land at any time, conveyance would have been made subject to Lake Worth Drainage District taxes, if any were outstanding; also, that the law requires that before any taxes from any drainage district shall be due on lands of the Internal Improvement Fund, such district shall submit a statement showing the amount of taxes due, and that such statements have not been received from Lake Worth Drainage District.

Attorney General Watson stated that he was agreeable to, and so moved, that the Trustees authorize settlement with Sovereign Finance Company and Earl Wright et ux, on the basis that these parties be allowed to receive the full amount of any increase in value placed on the property involved, between the Government's original appraisal and the verdict as rendered by the Court, plus any State and County taxes paid on the property since the State acquired title.

Governor Holland was of the opinion that Lake Worth Drainage District taxes paid by Mr. Carmichael's clients, after the land was forfeited to the Trustees, should be included the same as State and County taxes.

Mr. Watson's reply was that he did not think the Trustees should pay Lake Worth Drainage District taxes until more was known about the law authorizing collection, but agreed to add to his motion that instead of excluding all drainage district taxes, that all except Lake Worth Drainage District taxes be included; that as to Lake Worth Drainage District, it be stipulated with Sovereign Finance

Company and Earle Wright et ux, that the State will consider any claim for refund and join them in pursuing such claim against the district if liable; if not, to consider its payment or refund from the Trustees out of the award money.

Governor Holland stated that he would like to see this action complete the matter by allowing the over-plus and the refund of State and County, as well as Lake Worth Drainage District, taxes paid since 1931, which may be approved by the Attorney General as proper.

Mr. Watson accepted the suggestion of the Governor as an amendment to his motion, and the further addition that as to parcel C-4 which is jointly owned by the Trustees of the Internal Improvement Fund and Earle Wright et ux, and that as to parcel C-7, jointly owned by the Trustees and Sovereign Finance Company, the settlement between the Trustees and such joint claimants be had by paying the Trustees from the amount of the verdict the value of their acreage in each parcel, such value to be determined by reference to the appraisal of the same as made by the United States of America, and the remainder of such verdict to be paid to the joint owner as to each parcel; that as to Parcel C-4 Earle Wright et ux is to be paid from the amount due the Trustees under this proposed settlement, the sums expended by him for State and County taxes, if any, and as to Parcel C-7, Sovereign Finance Company is to be reimbursed out of the sum to be paid to the Trustees under this settlement, the amount paid by it for State and County taxes, if any, upon the lands claimed by the Trustees of the Internal Improvement Fund.

The motion with amendments and addition was seconded by Mr. Larson, and upon vote duly adopted.

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Mr. Lawrence Truett and Mr. LeRoy Collins, representing J. P. Scranton, presented application for three leases under Exploration Contract No. 228 issued March 3, 1943, in favor of W. G. Blanchard and later assigned to J. P. Scranton as to three-fourths interest in said contract. Mr. Truett further stated that the contract called for expenditure of not less than \$10,000 in exploration work before application for leases would be considered, and that affidavit would be filed from Petty Geophysical Engineering Company to the effect that Mr. Scranton employed them to do this work and that there has been expended in excess of \$10,000.00; that they feel all the terms of the contract

have been complied with; that the contract calls for the well to be started by October 1, 1944; that in order to get permission from the United States to start the well, which requires six weeks, the Company has to exhibit the leases to the Government.

Copies of the map showing the locations selected were submitted and payment tendered in amount of \$1500 for the three leases covering an area designated as follows:

Class "A" Lands: Beginning at a point on the East shore line of Key Largo where said shore line is intersected by a line projected to the East from Mud Point where the Maritime boundaries and the land boundaries of Monroe and Dade Counties intersect; thence by metes and bounds description. Containing 122,880 acres. Said description marked Exhibit "A" and made a part of application for lease dated July 29, 1944. Also,

Class "A" Lands: Beginning at a point on Shell Key at the Northwest corner of Section 31, Township 63 South, Range 37 East; thence South to a point on the West shore line of Florida Keys, thence by metes and bounds description, the said area being limited on the West by West Boundary of Range 37. Containing 122,880 acres in Dade and Monroe Counties. Said description marked Exhibit "A" and made a part of application for lease, dated July 29, 1944. Also,

Class "B" Lands: All bays, bayous, sounds, salt water lakes, salt water rivers and inlets, and the water bottoms of each, together with all connecting or contiguous sloughs, flats, overflow and submerged lands, including water bottoms thereof, bars and islands, excluding any land or water bottoms situate within 800 feet of the center line of Overseas Highway. Containing an estimated area of 48,500 acres. Said description marked Exhibit "A" and made a part of application for lease dated July 29, 1944.

Inquiry was made as to whether or not the areas applied for surrounded the drilling site contemplated under the Benedum Contract. Mr. Truett replied that they were adjacent to the Benedum site and immediately around Card Sound; that a few parcels were not contiguous to the said site but that was because they were unable to get land in that particular classification; that no part of the land runs into Collier County.

Mr. Collins stated that he understood that the descriptions had been gone over by Mr. Elliot and that if possible they would very much like to have some action taken at the meeting of next week.

Mr. Elliot reported that he had checked the descriptions and found the areas to be correct.

Mr. Watson informed the Board that he would not be able to make a report back by the next meeting but would try to have it ready for the meeting two weeks from this date.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the three applications be referred to the Attorney General and the Land Department for report as to whether or not the applications conform to the established rights of the holders of the exploration contract. Upon vote the motion was adopted and so ordered.

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By action of the Trustees June 20th, Union County land was ordered advertised for competitive bidding based on offer of \$1 an acre from H. H. Henderson of Gainesville, Florida, and the following Notice was published in the Union Times, Lake Butler, Florida, on June 30, July 7, 14, 21, 28, 1944:

#### N O T I C E

Tallahassee, Florida, June 23, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, August 1st, 1944, for lands in UNION County, Florida, described as follows:

All of Section 22, Township 4 South, Range 20 East.

This Notice is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

Upon call for bids, the highest offer submitted was \$1 an acre from Mr. Henderson.

Mr. Bayless reported that the appraisal by the Field Agent in 1939 placed a value of \$2.50 an acre on the land, exclusive of the timber.

Upon discussion it was deemed advisable to have Mr. Bayless make another examination of the land and pending report that sale be postponed. It was so ordered and Mr. Henderson was advised that he would be notified if the Trustees decided to accept his offer of \$1 an acre.

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Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees decline offer of \$4 an acre from L. S. Stewart of Branford, Florida, for purchase of

W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 6, Township 6 South,  
Range 14 East, Suwannee County,

and request Mr. Bayless to make examination of the land at the first opportunity and report recommendations as to value. Upon vote the motion was adopted and so ordered.

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Mr. A. D. Hunter, representing Humble Oil and Refining Company, submitted an amended list of lands to be leased under the 1941 Act relating to bonus leases, which list covers surface acres to a total of 40,000 in Palm Beach and Broward Counties and excluded any land on which the Trustees own one-half the mineral rights.

Mr. Bayless reported that the amended list called for four 10,000 acre blocks; that the areas were contiguous and embraced no school land or land on which the Trustees hold one-half mineral rights.

The Attorney General requested that the Humble Oil and Refining Company submit an amended application in writing, attaching the amended list of lands desired, and that the subject be referred to the Land Department and the Attorney General for preparation of contract to be presented to the Trustees.

Without objection it was so ordered.

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The Trustees on June 6, 1944, authorized advertisement

of Broward County land, applied for by H. L. Lyons of Pompano, Florida, with a bid of \$5 an acre, and the following Notice was published in the Fort Lauderdale Daily News in the issues of June 26, July 3, 10, 17, and 24, 1944:

# N O T I C E

Tallahassee, Florida, June 22, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, August 1st, 1944, for lands in BROWARD County, Florida, described as follows:

SW $\frac{1}{4}$  and E $\frac{1}{2}$  of Section 6, Township 49 South,  
Range 41 East,

This Notice is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliott, Secretary  
Trustees I. I. Fund.

Upon call for bids, the only offer received was \$5.00 an acre from H. L. Lyons.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer from Mr. Lyons for Broward County land above described. Upon vote the motion was adopted and so ordered.

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At the meeting of the Trustees June 20, land in Palm Beach County was authorized advertised for sale based on offer of \$30 an acre from G. Oliver of Lake Worth, Florida, and the following Notice was published in the Lake Worth Herald June 29, July 6, 13, 20 and 27, 1944:

# N O T I C E

Tallahassee, Florida, June 22, 1944

NOTICE is hereby given that the Trustees of the Inter-

nal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock noon, August 1st, 1944, for lands in PALM BEACH County, Florida, described as follows:

All of Section 23, Township 44 South, Range 35 East.

This Notice is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.  
BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

Bid of \$30 an acre from G. Oliver being the only offer received, motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept \$30 an acre for the land. Upon vote the motion was adopted and so ordered.

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Pursuant to offer from Joe Hilliard of \$2.75 an acre, the Trustees ordered Hendry County land advertised and the following Notice was published in the Clewiston News, in the issues of June 16, 23, 30, July 7 and 14, 1944:

### N O T I C E

Tallahassee, Florida, June 13, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, July 18th, 1944, the following lands in HENDRY County, State of Florida:

North Half ( $N\frac{1}{2}$ ) of Section Three (3),  
South Half ( $S\frac{1}{2}$ ) of Section Thirteen (13),  
North Half ( $N\frac{1}{2}$ ) of Section Fifteen (15),  
Township Forty-six (46) South, Range Thirty-one (31) East,  
Containing 960 acres, more or less.

This Notice is published in compliance with Sections 253.12 and 253.13, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary, Trustees.

Upon call for bids, the only offer received was \$2.75 an acre from Mr. Hilliard.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept \$2.75 an acre for the land described and that conveyance be made to Joe Hilliard as the highest bidder. Upon vote the motion was adopted and so ordered.

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The Trustees on June 20th agreed to advertise for competitive bidding land in Hendry County, applied for by Vose Babcock with offer of \$2.50 an acre, and the following Notice was published in the LaBelle County News on June 29, July 6, 13, 20 and 27, 1944:

#### N O T I C E

Tallahassee, Florida, June 23, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, August 1st, 1944, for lands in HENDRY County, Florida, described as follows:

W $\frac{1}{2}$  of Section 27, Township 47 South, Range 34 East.

THIS NOTICE is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

The only bid submitted was that of \$2.50 an acre from Vose Babcock, and upon motion of Mr. Larson, seconded by Mr. Watson, the offer was accepted and conveyance authorized. Upon vote the motion was adopted and so ordered.

Pursuant to action of the Trustees June 20th, the following Notice was published in the Sebring News, Sebring, Florida, in the issues of June 29, July 6, 13, 20 and 27, 1944:

# NOTICE

Tallahassee, Florida, June 22, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, August 1st, 1944, for lands in HIGHLANDS County, Florida, described as follows:

Lots 14 and 15, Section 12, Township 35 South, Range 30 East, containing 78.14 acres.

(Sale is subject to Grazing Lease No. 22 from the Trustees to Rudy Ashton expiring August 1, 1944).

This Notice is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The TRUSTEES reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

Upon call for bids, Mr. Bayless reported that the only bid received was \$14 an acres from the applicant, G. V. Hudson.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer of \$14 an acre from Mr. Hudson for the land described. Upon vote the motion was adopted and so ordered.

Mr. G. V. Hudson also made an offer of \$14 an acre for

Lots 12 and 13 of Section 12, Township 35 South, Range 30 East, containing 67.42 acres in Highlands County.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept offer from Mr. Hudson for

Lots 12 and 13 as above. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that the following transfer was made to General Revenue from funds under Chapter 18296 for the month of July:

TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer for  
Transfer to General Revenue .....\$25,000.00

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
August 2, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Tom Watson, Attorney General.

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Letter was submitted from the Attorney General requesting that approval be given for issuance of warrant in favor of the Clerk of the United States Supreme Court as filing fee in the case of Trustees I. I. Fund vs. Southwest Tampa Storm Sewer Drainage District.

Motion was made by Mr. Watson, seconded by Mr. Lee and duly adopted, that the Trustees approve the bill submitted by the Attorney General and authorize the Comptroller to issue warrant as follows:

Charles Elmore Cropley,  
Clerk United States Supreme Court.

Filing fee re: Trustees I. I. Fund vs.

Southwest Tampa Storm Sewer Drain-  
age District .....\$90.00

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
August 8, 1944.

The Trustees of the Internal Improvement Fund met  
on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

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The Secretary presented Minutes of the Trustees for  
approval.

Motion was made by Mr. Watson, seconded by Mr.  
Mayo, that the Minutes of April 18, May 9, 19, 24, June  
6, 7, 8, 20, 27 and 30, 1944, be approved as submitted.  
Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented the following bids for land, title  
to which vested in the Trustees under provisions of Chap-  
ter 14717, Acts of 1931—Everglades Drainage District  
Act:

R. E. Kurtz—Offer of \$117.61 for Tracts 60 and  
61, Section 13, Township 42 South, Range 32  
East, Glades County Certificate No. 326 of 1930;  
Harry and Sam Simonhoff—Offer of \$10.00 for  
W $\frac{1}{2}$  of E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 12,  
Township 57 South, Range 38 East, Dade County

Certificate No. 3658 of 1929;  
City of Moore Haven—Offer of \$12.65 for Lot  
9, Block 138, Moore Haven, Glades County. Cer-  
tificate No. 468 of 1926.

The Secretary reported that the applicants were not owners of the land at the time the certificates came into existence, but affidavit had been received from Mr. Kurtz that he now holds title; that the Simonhoffs and the City of Moore Haven make statements that they have acquired title through foreclosure of City liens, and that all bids are equal to amount the Trustees have in the land.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept bid of \$10 from Harry and Sam Simonhoff and \$12.65 from City of Moore Haven for the land applied for. Upon vote the motion was adopted and so ordered.

Motion was also made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer of \$117.61 from R. E. Kurtz for Tracts 60 and 61 applied for by him, the Trustees being of the opinion that his bid was not in line with the value of the property and he was not of the status of former owner. Upon vote the motion was adopted, and it was ordered that Mr. Bayless get an appraisal of the land.

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Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer of \$25 an acre from Julian Ross for purchase of land under Everglades Drainage District tax certificates, being 95.67 acres in Sections 13, 24 and 25 of Township 50 South, Range 41 East—Newman's Survey—a price of \$40 an acre having been placed on the property. Upon vote the motion was adopted.

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Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer of \$2.50 an acre for Levy County land under Chapter 14572, Acts of 1929, described as the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6, Township 13 South, Range 18 East—40 acres, the said land having been appraised at \$4 an acre. Upon vote the motion was adopted and so ordered.

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The Trustees deferred action on offer of \$500 for the Launch Josephine.

Financial Statements for the month of July are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND	
UNDER CHAPTER 610	
FINANCIAL STATEMENT FOR THE MONTH OF JULY, 1944	
Balance as of July 1, 1944.....	\$222,279.14
Receipts for the Month	
Land Sales .....	\$ 10,565.61
Land Sales — Chapter 14572—as follows:	
Palm Beach County \$359.15	
Sarasota County .....	200.00
	559.15
Farm Leases .....	8,563.13
Mineral Leases .....	37.50
Grazing Leases .....	480.31
Sand and Shell Leases .....	761.04
Timber Leases .....	2,454.34
Sale of Volumes of Trustees I. I. Fund Minutes .....	15.00
Refund of Everglades Drainage District Taxes:	
Dade County .....	\$ 89.77
Glades County .....	163.31
Broward County .....	383.65
Palm Beach County 7,315.60	7,952.33
Warrant No. 209233, dated 3-31-44, to Orris Nobles, TC, St. Lucie County, returned and cancelled, A/c Everglades Drainage District Taxes for 1943 paid by purchaser.....	19.73
Total Receipts for July, 1944.....	31,408.14
TOTAL .....	\$253,687.28
Less Disbursements for July, 1944.....	3,804.90
Balance as of July 31, 1944.....	\$249,882.38

DISBURSEMENTS FOR THE MONTH  
OF JULY, 1944

Date 1944	Warrant No.	Payee	Amount
June 30,	283265	J. Edwin Larson, ST, Transfer to GR .....	1,970.74
July 15,	1287	L. C. Kickliter, TC .....	7.07
17,	1813	L. C. Kickliter, TC .....	2.00
21,	3874	Woodrow M. Melvin, AAG	34.35
	3875	W. B. Granger.....	24.50
	3876	F. Elgin Bayless.....	97.99
	3877	James H. Millican, Jr., AAG .....	25.90
	3878	Southeastern Telephone Co. ....	18.60
	3879	E. R. Bennett, CCC.....	10.00
	3880	Broward Abstract Corp.....	15.00
	3881	R. N. Miller.....	15.40
	3882	Proctor Motor Sales.....	24.51
	3883	American Oil Co.....	1.30
	3884	D. C. Coleman, Sheriff.....	5.20
	3885	Stuart Daily News.....	4.75
	3886	Standard Oil Co.....	27.34
18,	3589	Mildred F. Scott.....	17.50
22,	4092	Comptroller of Florida.....	7.75
31,	6315	F. C. Elliot.....	328.80
	6316	F. Elgin Bayless.....	294.25
	6317	M. O. Barco.....	151.80
	6318	Jentye Dedge .....	151.80
	6319	H. L. Shearer.....	75.00
	6320	J. B. Lee.....	20.00
	6321	David B. Ericson.....	192.40
	6322	W. B. Granger.....	49.90
	6323	Protective Life Ins. Co.— Ralph Newman Agencies	2.95
		Withholding Tax .....	228.10
Total Disbursements for the Month of July, 1944.....			\$ 3,804.90

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH  
OF JULY, 1944

July 1, 1944—Balance.....	\$29,915.00
Receipts .....	NONE
Disbursements .....	NONE
July 31, 1944—Balance.....	\$29,915.00

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296  
FINANCIAL STATEMENT FOR THE MONTH  
OF JULY, 1944

Balance as of July 1, 1944.....	\$ 10,710.42
Receipts for the month.....	26,742.65
<b>TOTAL .....</b>	<b>\$ 37,453.07</b>
Less Disbursements for the Month.....	25,988.93
Balance as of July 31, 1944.....	\$ 11,464.14

DISBURSEMENTS FOR THE MONTH OF JULY, 1944

Date 1944	Warrant No.	Payee	Amount
July 21,	3872	Woodrow M. Melvin, AAG..	\$ 27.85
	3873	Lamar Warren, AAG .....	79.75
	3887	The Western Union Tele- graph Co.....	2.05
	3888	Burroughs Adding Ma- chine Co. ....	13.60
	3889	H. & W. B. Drew Co.....	14.70
	3890	Associated Stationers .....	1.00
	31, 6324	Ernest Hewitt .....	224.00
	6325	Helen Phillips .....	149.40
	6326	Mary Evans Voss .....	130.40
	6327	J. R. Roberts.....	162.08
	6328	M. O. Barco.....	25.00
	6329	Jentye Dedge .....	25.00
	6330	F. C. Elliot.....	50.00
	6331	Aetna Life Insurance Co.— Ralph Newman Agencies	2.92
	13189	J. Edwin Larson, ST, Transfer to GR .....	25,000.00

Withholding Tax ..... 81.20

Total Disbursements for the Month  
of July, 1944 .....\$ 25,988.93

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	4-12-44	1
Bay	5-22-44	2
Bradford	4-10-44	3
Bradford	4-24-44	5
Broward	4-17-44	99
Calhoun	1- 3-44	32
Calhoun	1-17-44	33
Charlotte	4-10-44	5
Columbia	4-26-44	6
Columbia	5-17-44	3
Dade	4- 5-44	47
Flagler	4- 3-44	3
Flagler	5- 1-44	2
Flagler	6- 5-44	3
Flagler	7- 3-44	1
Franklin	4-10-44	16
Glades	7-15-44	1
Hamilton	5- 8-44	2
Hamilton	5-22-44	1
Hamilton	7- 3-44	2
Hendry	4-21-44	6
Holmes	6- 5-44	3
Indian River	5-15-44	15
Lake	3-13-44	54
Levy	4-10-44	2
Liberty	6-12-44	2
Martin	4-24-44	12
Nassau	4-24-44	2
Nassau	5-22-44	22
Okaloosa	9-13-43	6
Okeechobee	6-19-44	1
Okeechobee	7-17-44	14
Palm Beach	1-14-44	221

Palm Beach	2- 4-44	75
Putnam	11- 6-43	106
Santa Rosa	5- 8-44	5
Santa Rosa	6-12-44	3
St. Johns	4-12-44	15
St. Johns	6- 9-44	21
Sumter	3-27-44	1
Union	5- 6-44	1
Volusia	2- 7-44	69
Volusia	2- 7-44	73
Wakulla	4- 4-44	2
Wakulla	5- 3-44	2
Wakulla	5-11-44	2
Wakulla	7- 8-44	2
Walton	5-17-44	2
Walton	5-31-44	12
Walton	6-19-44	3
Washington	3- 8-44	9
Washington	3- 8-44	3

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented for Nassau County correction deed in favor of heirs of Rosa Gilbert, the reason being that Rosa Gilbert, applicant, died before deed was delivered; also to correct deed book page number.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize Nassau County Deed No. 122-Cor. in favor of J. C. Gilbert, Mercer D. Gilbert, Edith L. Mason and Lester Mason, as sole heirs of Rosa Gilbert, deceased, for the reasons as explained. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline to issue correction deed applied for by Mr. D. C. Laird of Lakeland, Florida, for his client, the request being that Salt River Cattle Company, grantee under original deeds, was not a legal entity and it was therefore desired that corrective deed be issued to Rosebud Gibson Ibex, sole and only person doing busi-

ness as Salt River Cattle Company. Upon vote the motion was adopted, and it was suggested that Mr. Laird be advised that a sworn statement from Mrs. Ibex, to the effect that she was the sole and only person doing business as the Salt River Cattle Company, recorded in the Clerk's office would take care of the situation.

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Application was presented from the United States for permit to use Murphy Act land in Seminole County for military purposes.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize Permit in favor of the United States, for a period of four months, to use the following described parcel of land designated as Site No. 278-4, located about one-half mile south of Markham, Florida, on Road No. 66:

W $\frac{1}{2}$  of North 2.4 acres of S $\frac{1}{2}$  of N $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 2, Township 20 South, Range 29 East, containing 1.2 acres in Seminole County.

Upon vote the motion was adopted and permit ordered executed.

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Request was presented from Julia Kincaid of Jacksonville, Florida, for release of a portion of State Road reservation in Duval County Deed No. 1060 dated September 8, 1941. Mr. Elliot reported that recommendation had been received from the State Road Department that the release be authorized as to a portion of the right of way.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize release of State Road right of way reservation in Duval County Deed No. 1060 as follows:

The North 50 feet of said reservation which is the North 50 feet of the South 60 feet of said Lots 17, 18, 19 and 20 of Block 61 of Jacksonville Heights Townsite in Section 10, Township 3 South, Range 25 East.

Upon vote the motion was adopted and so ordered.

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Application was presented from the City of DeLand

for conveyance under Chapter 21684 of Murphy Act land in Volusia County, through which the City desires to construct an access road to a large drainage area for storm waters. Offer of \$80.85 was tendered for the property, which is in excess of the base bid under regular sale.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept offer of \$80.85 from the City of DeLand for conveyance of the following described land under Chapter 21684, Acts of 1943:

Lot 11 Parce's Sub in Blocks 8 and 11, Roger's—  
DeLand.

Upon vote the motion was adopted and conveyance authorized.

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Offer of \$5 was presented from the Board of Public Instruction of Lake County for conveyance under Chapter 21684 of 1943, of two lots desired in connection with Montverde School, Lake County. The Secretary advised that the offer was equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees convey to the Board of Public Instruction of Lake County under provisions of Chapter 21684 the following described lots to be used for public school purposes only:

Lots 9 and 10, Block 6, Division C, Montverde, upon payment of \$5. Upon vote the motion was adopted and deed ordered issued.

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The Secretary presented Resolution adopted by the Board of County Commissioners of Hillsborough County April 28, 1944, requesting conveyance under Chapter 21929, Acts of 1943, of approximately 37 parcels of subdivision property and acreage under the Murphy Act, said parcels being scattered throughout the County and having an assessed value in 1932 of \$38,445.00. The Resolution outlined the purpose of the application as being for reforestation, forest parks, playgrounds for schools and public parks. A report from the Florida Forest and Park Service accompanied the application, giving information as to the character of the land, the purpose for which

each parcel was most desirable and their location with reference to schools, centers of population and congested areas near which no parks or playgrounds were available. Maps were displayed showing the locations of the various tracts desired.

Upon discussion of the application and examination of maps showing locations, motion was made by Mr. Watson, seconded by Mr. Mayo, that all requests for reforestation areas be denied. Motion seconded by Mr. Mayo and upon vote adopted.

Consideration was given to selection of a number of sites for school, playground and park purposes, and upon motion of Mr. Mayo, seconded by Mr. Watson, the Trustees authorized conveyance of the following parcels under Chapter 21929, Acts of 1943:

Lots 8 to 12, Incl. Resub. of Block A, and Lot 2, Block G. Urania Sub., Section 22, Township 29 South, Range 18 East;  
 Lots 2 to 12, Incl. Block 3, Gardenia Sub., Section 22, Township 29 South, Range 18 East;  
 Lots 4 to 45, Incl. Block 2, Martindale Sub.;  
 Lots 9 to 17, Incl. Block 23, and Lots 1 to 24 Incl. Block 24, John H. Drew's Sub. of Section 10, Township 29 South, Range 18 East;  
 Lots 3 to 9, Incl. Block 11, Riverside Estates;  
 Lots 1 to 30 Incl. Block A, River Bluff Sub.;  
 Lots 1 to 24, Incl. Altamonte Heights, located in NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 31, Township 28 South, Range 19 East, being a subdivision of Block 2 of F. L. Reames Subdivision.

such conveyance to be for public purposes only. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline to convey without consideration the remainder of the parcels applied for by Hillsborough County listed in Resolution adopted April 28, 1944. Upon vote the motion was adopted and so ordered.

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Letter was presented from E. B. Leatherman, Clerk of the Circuit Court of Dade County, requesting that the Trustees approve bid of \$21.00 from Real Estate Holding Company involving 417.5 acres of land in Section 21,

Township 59 South, Range 38 East, listed on Report No. 131, Application 1556, sale of March 1, 1944. Statement was made that this land was originally sold in November 1943, but owing to error in advertisement the bid was rejected and new advertisement and sale had; that subsequent to the first sale this land was leased for oil purposes and the Trustees declined to accept the bid listed on Report No. 131. Request is now made for reconsideration of former action.

The Trustees being of the opinion that lands leased for oil purposes should be withheld from sale for the present, motion was made by Mr. Watson, seconded by Mr. Mayo, that the bid of \$21 for the 417.5 acres be rejected and the lands withdrawn from sale until further instructions. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees July 26th, requests from Hardee, Gulf and Sumter Counties for cancellation of certain certificates were referred to the Attorney General for opinion as to whether or not the Trustees should disclaim interest in such certificates under Chapter 18296. Report from the Attorney General was read, in which he recommended that the Trustees disclaim the interest of the State in the certificates referred to.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees disclaim interest of the State in the following certificates under Chapter 18296:

Hardee County—	Cert. No. 963 of 1929)
	Cert. No. 1554 of 1933)
	Cert. No. 2386 of 1933
Gulf County —	Cert. No. 19 of 1934
Sumter County—	Cert. No. 712 of 1931)
	Cert. No. 3983 of 1933)
	Cert. No. 2657 of 1927
	Cert. No. 2658 of 1927
	Cert. No. 2458 of 1928
	Cert. No. 5537 of 1933
	Cert. No. 483 of 1935
	Cert. No. 609 of 1930
	Cert. No. 4891 of 1933

Upon vote the motion was adopted and the Secretary was directed to report the action of the Trustees to the

Comptroller with recommendation that the certificates be cancelled.

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Upon motion of Mr. Mayo, seconded by Mr. Lee and duly adopted, the Trustees referred to the Attorney General a letter from the Comptroller's office enclosing letter from Clerk of the Circuit Court of Volusia County, copy of Chapter 19211, Acts of 1939, and Resolution adopted by the Board of County Commissioners of Volusia County, in which request was made for cancellation of certain certificates mentioned in said Act, covering land in Thomas Fitch Grant in Section 42, Township 13 South, Range 32 East, and Section 39, Township 14 South, Range 32 East, Volusia County, assessed to Pines Realty Company. It was ordered that the file be transmitted to the Attorney General for opinion.

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The Secretary reported for the information of the Trustees that bids from Volusia and Lee Counties of less than \$1 an acre had been raised to that figure, the increase in Volusia County amounting to \$2,800.00.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
August 15, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Mr. Evans Crary of Stuart, Florida, and Mr. William A. Shea of Cincinnati, Ohio, representing Sperti, Inc., made application for lease covering an area in the Indian and St. Lucie Rivers for the purpose of removing a certain kind of seaweed for use in the manufacture of agar-agar at a plant which the company contemplates constructing at or near Jensen, Florida, at a cost of approximately \$75,000.00.

Mr. Shea explained the manner in which the seaweed would be gathered, the process necessary to complete the product, the uses of agar-agar, the size of crew to be engaged in harvesting the crop, and the varied uses of the product. Upon inquiry from the Board members, Mr. Shea stated that the seaweed would be gathered from the shore out to about one-half mile; that there would be no interference with shipping as the operation would not extend out as far as the channel; that the season for gathering the seaweed started around the first of February and ended in June and the special kind required had been found in greatest quantities in the Indian River and St. Lucie River; that the company desired exclusive lease in order to protect the expenditure necessary for construction of the plant and for equipment.

Mr. Watson asked if the deposits were found only on the inside waterways, or would a lease be desired along the coast, to which Mr. Shea replied that the seaweed was found along the coast from Lake Worth to Key West, as well as in other areas, and if the Trustees had authority to give leases on the coast they would very much like a similar lease along the coast.

Mr. Shea explained that agar-agar was not used only for medical purposes but owing to its gelatinous quality was being made use of extensively as a jelling agent in candies, jellies and jams; also, after agar-agar has been removed from the seaweed the remainder of the plant can be used as fertilizer and feed for stock; also that there would be no pollution of the waters, no damage to marine life, no refuse left to create an odor as the plant is taken from the water and removed to the plant for processing.

Governor Holland called attention to some investigation

made along this line in Florida about two years ago, but upon examination of the file he stated that he could see no conflict with the application from Sperti, Inc.

Upon discussion as to what rental would be paid for the lease, Mr. Bayless stated that the charge being made for removal of shell was from seven and one-half cents to twelve and one-half cents per cubic yard.

Mr. Crary stated that he was very anxious to see Sperti, Inc., given a lease by the State, as it would mean bringing an industry into his section that was badly needed.

After a full discussion of the subject, the following two-part motion was made by Mr. Watson:

First, That the Trustees express approval of the request in general, but that Sperti, Inc., be asked to submit in writing a definite proposal for lease, and

Second, that upon receipt of the written proposal from Sperti, Inc., that it be referred to the Department of Agriculture, the Attorney General and the Conservation Department for report as early as possible on the legal and practical phases of the application.

Motion seconded by Mr. Larson and upon vote adopted.

Mr. Shea informed the board that written proposal along the lines indicated would be submitted, together with map showing the locations desired on the rivers as well as along the coast.

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Mr. Julius Parker of Tallahassee, Florida, representing Stevens and Company of New Orleans, Louisiana, informed the Board that permit granted the Company July 18th, for taking shell from West Bay in Bay County, was not an exclusive lease and his client now desires an exclusive lease for a period of four years on the Gulf Coast area extending from Apalachicola Bay to the Florida-Alabama line, with payment of a reasonable annual rental to be fixed by the Trustees. As an alternative, in case the exclusive lease was not agreeable, Mr. Parker suggested that exclusive lease be given on the area until some other party made an offer, at which time the area could be opened for competitive bidding after advertisement.

Upon discussion of the proposal, the Trustees were not inclined to grant exclusive lease covering such a large area

and suggestions were offered that exploration be made of the entire area and upon location of shell deposits of sufficient size, that application be made for those particular tracts, or if that was not desirable that the Company select a preferred area from the larger tract.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that Mr. Parker have his client submit a proposal in writing, definitely describing the area desired so that it can be identified. Upon vote the motion was adopted.

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Attorney General Watson presented letter dated August 15th from his office on the subject of oil lease between the Trustees of the Internal Improvement Fund and Humble Oil and Refining Company as provided under Section 253.49 Florida Statutes, 1941, relating to bonus lease.

Mr. W. F. Fields of the law firm of Mabry, Reeves, Carlton and White, Tampa, Florida, representing Humble Oil and Refining Company, stated that his company had applied for five-year lease under the standard 88 form required in the act and lease prepared according to such form was submitted for approval of the Trustees; that unless production was shown within the five-year period, or drilling commenced within such time, the lease would expire.

Governor Holland expressed the opinion that the Statute provided for a five-year lease without payment but did not think it intended a continuation of the lease without payment for an additional five years.

Mr. Watson suggested that in view of the generosity of the Humble people that at the expiration of the first five-year period, the lease be extended for another five years upon payment of ten cents an acre, which would be in addition to any royalty payments. With reference to the lease form as submitted, the Attorney General stated that there were certain features thereof which he desired the board to pass upon as follows:

“The term of the lease is not limited to five years since it provides for continuance without rental after the five year term if (a) lessee has discovered oil or gas, (b) is drilling for oil or gas or (c) has drilled and ceased drilling but begins continued operation within sixty days from the time of cessation.

The lease also treats the entire leased premises as one unit so far as these lease continuance provisions are concerned. The lessee may by drilling operations on one tract obtain his right of leasehold interest over all of the other.

In my opinion preparing the form in this manner is a liberal construction of the statute and gives to the lessee in effect more than the statute requires when the continuance of the lease under such terms and conditions beyond the five year period is allowed without rental.

My recommendation is that we allow them to have the privileges which the lease contains beyond the five year period but reserve the right to charge a rental for same after the expiration of the five year period.

We have impliedly made a distinction between a primary and secondary term in the lease, treating the five year period as the primary term and leaving any continuance thereafter impliedly to represent an implied secondary term, no rental being charged or provided for during either the primary or secondary term. This is also a liberal interpretation of the statute in the interest of the lessee, and my recommendation would be that there be no distinction made between primary and secondary terms in the form of lease and that it be made strictly for a five year period without rental and any period thereafter be subject to appropriate rental charges."

Mr Fields stated that his construction of the lease was that during the first five years there would be no rental payments and the Company would not be obligated to drill. If they did not drill within that period the lease would expire under its terms but if brought into production the lease would be extended so long as production continued and the State would receive its one-eighth royalty. If the Company was in process of drilling at the end of the five year term then the lease would be extended without rental payments so long as drilling operations were continued.

Mr. Watson stated that payment would have to be made on the lease after the first five-year period.

Governor Holland asked if the four areas were severable,

or would the fact that drilling and discovery of oil on one unit entitle the Company to continue the lease upon payment of rent on the entire area. Mr. Watson replied that a very liberal construction might so construe the Act.

Mr. Watson made the motion that if the Trustees approved his letter that they authorize the execution of a bonus lease without rental for the first five years but with rental at ten cents an acre annually thereafter, in accordance with the form prescribed in the Act, except that such rental at 10 cents per acre shall be paid until production develops and the State begins to receive the one-eighth royalty, treating all four tracts as one unit, the motion to include recognition of the Act as applying and to be included in the lease. Motion seconded by Mr. Larson.

Discussion was had on the motion, after which Governor Holland read the Act providing for the bonus lease and stated that he felt the law plainly called for a five-year lease without payment, but what happened after that period was a matter for negotiation between the Company and the Trustees; that he wanted the lease to be valuable to the company but also wanted the State to be protected so that production of oil would be the desirable thing from the standpoint of the Company and necessary in so far as reasonable requirements would go, but thought one well every five years was not proper for the total acreage. The Governor suggested that the matter be left open and that the Company and the Attorney General negotiate as to what should happen after the five-year period.

The suggestion was agreed to and no action taken on the motion.

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Mr. LeRoy Collins, on behalf of J. P. Scranton, stated that his client had made application for three leases under Contract No. 228 and had deposited certified checks in the total amount of \$1,500 and urged that the Trustees take action at the earliest date possible as contract required drilling by October 1st. He stated that he was not criticizing the Attorney General but just wanted to call attention to what the delay meant to his client; that before permit could be secured from the War Department to start drilling they were required to have the leases executed and time was getting short; that it was possible that the Trustees might grant an extension of time, but private matters made that undesirable; that the form of lease requested had been approved by the Board; that the only matter left

for the Board to pass upon was that the things done by Scranton complied with the terms of the contract; that they have submitted evidence that the Company has spent in excess of \$10,000 on exploration work, has deposited the required amount of money for the leases and the description of the areas have been agreed to. Mr. Collins stated that it was most important and of vital concern to his client that action be taken on the leases as soon as possible.

Report from the Attorney General not having been submitted on action was taken.

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Mr. Bayless submitted the following offers from Mr. T. W. Conely, Jr., on behalf of clients, for land in Okeechobee County:

1. \$17.50 an acre from J. R. Edwards for marginal land lying between the 17 foot contour and right of way of Lake Okeechobee Levee in Sections 6, 7 and 18, Township 38 South, Range 35 East;
2. \$17.50 an acre from Hewlett Walker for marginal lands lying between the 17 foot contour and right of way of Lake Okeechobee Levee, adjacent to upland property owned by him in Section 8, Township 38 South, Range 35 East, containing 8.6 acres;
3. \$17.50 an acre from S. J. Davis for marginal lands in Section 5, Township 38 South, Range 35 East, containing 92 acres in the Eagle Bay area.

Mr. Bayless reported that the prices offered were in line with recent sales in that locality.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees accept the above offers from Mr. Conely's clients for land applied for and authorize issuance of deeds. Upon vote the motion was adopted and so ordered.

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Application was presented from T. W. Conely, Jr., on behalf of Mrs. Ashbury Smith, for lake bottom land in Okeechobee County, in

Section 31, Township 37 South, Range 35 East,

containing 248.60 acres, and  
 Unsurveyed part of Section 6 of Township 38  
 South, Range 35 East.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the land be advertised for competitive bids based on offer of \$17.50 an acre from Mrs. Ashbury Smith. Upon vote the motion was adopted and advertisement ordered published.

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Offer of \$17.50 an acre was presented from Mrs. J. S. Stratton and G. S. Partch for marginal land lying between the meander and the 17 foot contour, adjacent to upland property owned by applicants in Township 38 South, Range 36 East, Okeechobee County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$17.50 an acre from Mrs. Stratton and Mr. Partch for the parcels adjacent to their respective ownerships, exact description to be furnished. Upon vote the motion was adopted and so ordered.

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Application was presented from the United States Navy for lease covering

Lots 1, 2, 3 and 4 of Section 30, Township 35  
 South, Range 41 East, St. Lucie County,

desired for the duration of the war and six months, to be used in connection with Amphibious Training.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize lease requested by the Navy Department covering the lots described. Upon vote the motion was adopted and so ordered.

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Application was presented from T. W. Conely, Jr., on behalf of Austin and J. C. Pearce for renewal of Grazing Lease No. 18474 dated February, 1939, involving 1,555.49 acres of land in Township 39 South, Ranges 33/34 East, Highlands County. The same rental was offered as carried in the present lease—10c, 10c, 15c, 20c and 25c an acre. Mr. Bayless recommended a rental of twenty-five cents an acre annually for the renewal.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to renew Grazing Lease 18474 at

the same price, but agree to a five-year lease upon payment of twenty-five cents an acre annually. Upon vote the motion was adopted and so ordered.

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Offer of \$20 an acre was presented from Lewis Hall of Miami, Florida, on behalf of Dr. E. J. Hall, for advertisement of the following described land subject to competitive bidding:

NW $\frac{1}{4}$ , N $\frac{1}{2}$  of NE $\frac{1}{4}$  and S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 28, Township 53 South, Range 40 East, Dade County.

Mr. Bayless explained that the Trustees recently authorized advertisement of this land on a bid of \$50 an acre from a Mr. Lewis, but after the advertisement was started the offer was withdrawn for the reason that he had made an error in the description.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize advertisement of the land for bids based on offer of \$20 an acre from Dr. Hall. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Evans Crary of Stuart, Florida, requested that the Trustees review the matter of Palm City Drainage District land in Martin County for which a bid of ten per cent of the 1932 assessed value was made at sale but was rejected by the Trustees. Mr. Crary stated that the lands were of the same character as those recently sold at that price.

The Trustees not having the file in the case before them, or sufficient information to take action, Mr. Crary was advised that the matter would be investigated and brought up at a later meeting.

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Telegram and letter from Mr. John H. Lindsey, Attorney for the Board of Public Instruction of Dade County, was presented to the Trustees with request that twenty-four lots in Railroad Shops Colored Addition be withheld from sale pending condemnation petition by the Dade County Board, the lots being desired as a site for a Negro school.

Motion was made by Mr. Mayo, seconded by Mr. Lee,

that the Trustees authorize the Clerk to withhold from sale the following lots pending condemnation proceedings by the Board of Public Instruction of Dade County:

Lots 30, 31, 44, 45, Blk. 9  
 Lots 19, 20, Blk. 10  
 Lots 19, 20, 31, 32, Blk. 11  
 Lots 15, 16, 17, 18, Blk. 13  
 Lots 13, 14, 15, 16, 29, 30, 35, 36, 37, 38, Blk. 14  
 Railroad Shops Colored Addition.

Upon vote the motion was adopted and so ordered.

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
 Governor-Chairman.

ATTEST: F. C. Elliot,  
 Secretary.

Tallahassee, Florida,  
 August 24, 1944.

The Trustees of the Internal Improvement Fund met on this date in the Capitol Building.

Present:

Spessard L. Holland, Governor.  
 J. Edwin Larson, Treasurer.  
 J. Tom Watson, Attorney General.  
 Nathan Mayo, Commissioner of Agriculture.

List of salaries and other expenses of the Trustees was presented for approval.

Motion was made by Mr. Mayo, seconded by Mr. Watson and duly adopted, that the following salaries, expense accounts and miscellaneous bills be approved by the Trustees and that the Comptroller be authorized to issue warrants in payment therefor:

#### BILLS UNDER CHAPTER 610

D. S. Weeks, C.C.C., Glades County.....	\$	21.62
Curtis Byrd, Special Master.....		25.00
Edwin R. Williams, Clerk U. S. District Court.....		46.35

Lillian Henry, Reporter.....	25.00
Southeastern Telephone Company, Tallahassee.....	15.40
American Oil Company, Jacksonville.....	1.30
Standard Oil Company, Jacksonville.....	5.98
Western Auto Associate Store, Tallahassee.....	8.55
The Tallahassee Daily Democrat, Tallahassee.....	5.60
The Belle Glade Herald, Belle Glade.....	10.50
Bulkley-Newman Printing Company, Tallahassee.....	11.75
R. E. Kurtz, Ft. Myers.....	117.61
J. Edwin Larson, State Treasurer.....	18.37
Board of County Commissioners, Palm Beach County .....	260.78
Ruth B. Hylton, Tax Collector Highlands County.....	.78
I. Walter Hawkins, C.C.C., Volusia County.....	1.10
Hugh Culbreth, Sheriff, Hillsborough County.....	5.45
R. W. Byram & Company, Austin, Texas.....	25.00
A. V. Baldeschwieler, Tallahassee.....	12.50
J. F. Cochran, Postmaster.....	10.00
F. Elgin Bayless, Tallahassee.....	39.00
Lamar Warren, Ass't. Atty. Gen.....	130.25
Woodrow M. Melvin, Ass't. Atty. Gen.....	78.20
James H. Millican, Jr., Ass't. Atty. Gen.....	3.00
Comptroller, State of Florida.....	36.80
F. C. Elliot, Engineer and Secretary.....	400.00
F. Elgin Bayless, Chief Clerk Land Office .....	\$ 350.00
Less Insurance.....	2.95
	347.05
M. O. Barco, Secty.-Clerk Land & Taxes.....	175.00
Jentye Dedge, Secty.-Clerk Records & Minutes.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Guard Timber Tract.....	20.00
David B. Ericson, Ass't. Geologist.....	250.00
W. B. Granger, Rent Agent.....	50.00
Protective Life Insurance, Ralph Newman Agencies .....	2.95
<b>TOTAL .....</b>	<b>\$2,410.89</b>

#### BILLS UNDER CHAPTER 18296

The Western Union Telegraph Company, Tallahassee .....	\$ 2.09
Capital Office Equipment Co., Inc., Tallahassee.....	1.50
J. Alex Arnette, C.C.C., Palm Beach County.....	3.50
J. F. Cochran, Postmaster, Tallahassee.....	30.00
Roy Caruthers, C.C.C., Sumter County.....	10.50

Ernest Hewitt, Clerk-Bookkeeper.....	250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk.....	\$ 175.00
Less Insurance.....	2.92
	<hr/> 172.08
M. O. Barco, Secty.-Clerk Land & Taxes.....	25.00
Jentye Dedge, Secty.-Clerk Records & Minutes.....	25.00
F. C. Elliot, Secretary.....	50.00
Aetna Life Insurance Co., Ralph Newman	
Agencies .....	2.92
Vernell Revell, Clerk.....	130.65
TOTAL .....	\$1,028.24

Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
September 12, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

Mr. Bayless reported that a number of sales had been advertised for bids and objections to be received September 5th, but a quorum of the Trustees not being present on that date, the bids were received and held pending action by the Board. The bids received were presented for action of the Trustees.

The following Notice was published in the Miami Herald on August 2, 9, 16, 23 and 30, 1944, pursuant to applica-

tion from Grady C. Harris, on behalf of K. S. Keys, with an offer of \$100 an acre, presented to the Trustees July 26, 1944:

### N O T I C E

Tallahassee, Florida, July 27, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida offer for sale subject to objections only in Tallahassee, Florida, at 12:00 o'clock NOON, September 5th, 1944, for lands in DADE COUNTY, Florida, described as follows:

Commence at the southeast corner of fractional Section 5, Township 55 South, Range 42 East, Dade County, Florida, thence due North along the East boundary of the aforesaid fractional Section 5 for a distance of 765.00 feet to a point; thence due West at right angles to the East boundary of the aforesaid fractional Section 5 for a distance of 6490.00 feet to the Point of Beginning of the tract of submerged land herein described:

thence, North 79 degrees 30 minutes 00 seconds West for a distance of 550.00 feet to a point; thence, North 4 degrees 30 minutes 00 seconds East for a distance of 75.00 feet to a point; thence, North 76 degrees 30 minutes 00 seconds East for a distance of 400.00 feet to a point; thence, North 46 degrees 00 minutes 00 seconds East for a distance of 100.00 feet to a point; thence, South 78 degrees 00 minutes 00 seconds East for a distance of 150.00 feet to a point; thence, South 38 degrees 58 minutes 43 seconds East for a distance of 210.02 feet to a point; and thence, South 55 degrees 00 minutes 00 seconds West for a distance of 250.00 feet to the Point of Beginning of the tract of submerged land herein described; containing 3.31 acres, more or less.

This Notice is published in compliance with Sections 270.08 and 270.09, Florida Statutes 1941.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

No objections having been received or presented, motion was made by Mr. Larson, seconded by Mr. Mayo, that sale of the land described in the advertisement be confirmed to K. S. Keys at a price of \$100 an acre. Upon vote the motion was adopted and so ordered.

Pursuant to application from the Navy Department, Bureau of Yards and Docks, Washington, D. C., the following Notice was published in the Key West Citizen in the issues of August 4, 11, 18, 25 and September 1, 1944, based on application from the Navy Department for Monroe County land:

### N O T I C E

NOTICE is hereby given that the Trustees of Internal Improvement Fund of the State of Florida will offer for sale, subject to objections only, at Tallahassee, Florida, at 12:00 o'clock NOON, September 5th, 1944, the following described lands in MONROE COUNTY, Florida:

#### AREA NO. 1—Fleming Key Spoil Area

Commencing at the U. S. Coast and Geodetic Survey Triangulation Station, "Fleming Key No. 2," the coordinates of which are N88, 950.89, and E234, 833.54, Based on U. S. C. & G. S. Mercator grid coordinate system which has for its zero coordinate a point at latitude  $24^{\circ} 20' N.$ , and 500,000 feet west of longitude  $81^{\circ} 00' W.$ ; thence running due south 40 feet to the shore line of Fleming Key Spoil area for a point of beginning; thence along the following courses: S.  $69^{\circ} W.$ , 450 feet; N.  $38^{\circ} W.$ , 200 feet; N.  $13^{\circ} E.$ , 2800 feet; N.  $40^{\circ} E.$ , 2230 feet; N.  $67^{\circ} E.$ , 290 feet; N.  $19^{\circ} E.$ , 410 feet; N.  $28^{\circ} W.$ , 490 feet; S.  $83^{\circ} W.$ , 450 feet; N.  $72^{\circ} W.$ , 332.73 feet; N.  $20^{\circ} W.$ , 480 feet; N.  $64^{\circ} E.$ , 380 feet; N.  $77^{\circ} E.$ , 660 feet; S.  $39^{\circ} E.$ , 220 feet; S.  $23^{\circ} E.$ , 1040 feet; S.  $13^{\circ} E.$ , 650 feet; S.  $2^{\circ} W.$ , 940 feet; S.  $5^{\circ} E.$ , 1240 feet; S.  $12^{\circ} 30' W.$ , 740 feet; S.  $0^{\circ} 30' W.$ , 5270 feet; N.  $78^{\circ} W.$ , 910 feet; due north, 1173.57 feet; N.  $12^{\circ} W.$ , 580 feet; N.  $43^{\circ} E.$ , 670 feet; N.  $29^{\circ} E.$ , 400 feet; N.  $16^{\circ} W.$ , 320 feet; N.  $60^{\circ} W.$ , 400 feet; S.  $79^{\circ} W.$ , 240 feet to the point of beginning. Containing within the above described perimeter 221 acres more or less, EXCEPTING THEREFROM all of that land lying within Fleming Key as withdrawn by Executive Order No. 4060, said Key

consisting of 10 acres more or less: Containing after said exception 211 acres more or less of spoil area; all lying within, if public land surveys were extended thereover, Sections 19, 30 and 31, Township 67 South, Range 25 East, Tallahassee Meridian, Florida.

**AREA NO. 2—Salt Pond Key Spoil Area**  
Commencing at the U. S. Coast and Geodetic Survey Triangulation Station, "Mang", the coordinates of which are N90, 516.08' and E244, 936.07', based on the U. S. C. & G. S. Mercator grid coordinating system which has for its zero coordinate a point at latitude of 24° 20' N., and 500,000 feet west of longitude 81° 00' W., thence running due north a distance of 450 feet to the shore line of Salt Pond Key Spoil Area for a point of beginning; thence along the following courses: N. 72° W., 330 feet; S. 69° W., 910 feet; S. 6° W., 520 feet; S. 44° W., 1820 feet; S. 11° W., 940 feet; S. 42° E., 2888.17 feet; S. 55° W., 50 feet; N. 42° W., 2890 feet; S. 45° W., 570 feet; N. 63° W., 1200 feet; N. 26° W., 1420 feet; N. 45° E., 3800 feet; S. 87° E., 2839.4 feet; S. 21° W., 740 feet; S. 60° W., 530 feet; to the point of beginning; a roadway from Roosevelt Boulevard to Salt Pond Key Spoil Area is included in this description; all lying within, if public land surveys were extended thereover, Sections 28, 29, 32, and 33, Township 67 South, Range 25 East, Tallahassee Meridian, Florida.

**AREA NO. 3—Spoil Area North of Fleming Key**  
Commencing at the U. S. Coast and Geodetic Survey Triangulation Station "Fleming Key No. 2", the coordinates of which are N88, 950.89 and E234, 833.54, based on U. S. C. & G. S. Mercator grid coordinate System which has for its zero coordinate a point at latitude 24° 20' N., and 500,000 feet west of longitude 81° 00' W., thence running due North a distance of 7600 feet; thence due West 270 feet to a point on the shore line of Spoil Area north of Fleming Key for a period of beginning; thence along the following courses: S. 83° W., 1105.81 feet; N. 30° W., 260 feet; N. 25° E., 750 feet; N. 57° E., 260 feet; S. 76° E., 380.05 feet; S. 47° E., 500 feet; S. 5° W., 480.68 feet to the point of beginning; all lying within, if public land surveys were extended thereover,

Section 19, Township 67 South, Range 25 East, Tallahassee, Meridian, Florida.

**AREA NO. 4—Trumbo Point Spoil Area**

Commencing at U. S. Coast and Geodetic Survey Triangulation Station "Bayou", the coordinates of which are N86, 056.52 and E244, 538.50 based on Mercator grid coordinate system which has for its zero coordinate a point of latitude  $24^{\circ} 20' N.$ , and 500,000 feet west of longitude  $81^{\circ} 00' W.$ , thence running due South a distance of 2000 feet; thence due west 4715 feet to the shore line of Trumbo Point Spoil Area for a point of beginning; thence along the following courses: N.  $64^{\circ} W.$ , 2096.72 feet; S.  $79^{\circ} E.$ , 1909.92 feet; N.  $1^{\circ} E.$ , 554.78 feet to the point of beginning; all lying within, if public land surveys were extended thereover, Section 32, Township 67 South, Range 25 East, Tallahassee Meridian, Florida.

Containing in all the above described areas, 491 acres more or less, as delineated on that certain plat entitled—"Spoil Areas, Key West, Monroe County, Florida"—dated July 17, 1944. All bearings referred to herein and delineated on said map are Mercator Grid Bearings.

THIS NOTICE is published in compliance with Sections 270.08, 270.09, Florida Statutes 1941.

BY ORDER of the Trustees of Internal Improvement Fund of the State of Florida.

— SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees Internal Improvement Fund

No objections having been presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale of the land in Monroe County in favor of the Navy Department. Upon vote the motion was adopted and so ordered.

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The following Notice was published in the Palm Beach Post, in the issues of August 2, 9, 16, 23 and 30, 1944, pursuant to application from Bert Winters on behalf of Reynolds and Company presented to the Trustees July 26 with bid of \$794.60 for the tract of land in Palm Beach County:

## N O T I C E

Tallahassee, Florida, July 27, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale subject to objections only in Tallahassee, Florida at 12:00 o'clock NOON, September 5th, 1944, for lands in PALM BEACH COUNTY, Florida, described as follows:

## PARCELS 1, 2, 3 and 4

Being that part of Boca Ratones Lagoon, lying East of Center line of the Florida East Coast Canal and North of a line 2600 feet South of the North line of Section 33, Township 46 South, Range 43 East.

Beginning at the Government Meander Corner of 1870 on the North line of Section 33, Township 46 South, Range 43 East, marking the easterly meander of Boca Ratones Lagoon, said meander corner being at a distance of 2913.90 feet, South 89 degrees, 57 minutes, 45 seconds East, from the Northwest Corner of said Section 33. The bearing of the North line of Section 33 is a true bearing, taken from the survey of Section 33 as shown on the Map of the Florida East Coast Canal, filed by Florida Inland Navigation District and recorded in Plat Book 17 at Page 19 in the office of the Clerk of Circuit Court, in and for Palm Beach County, Florida; and all other bearings used in this description are relative thereto; thence, South 8 degrees 29 minutes 36 seconds West along said Meander line a distance of 594.27 feet; thence South 12 degrees, 29 minutes, 1 second West along said Meander line a distance of 2060.48 feet, to a point in the South line of the North 2600 feet of Government Lot 1 of said Section 33, thence, parallel to and 2600 feet South of the North line of said Section 33, North 89 degrees 57 minutes, 45 seconds West, a distance of 306.45 feet to the westerly meander line of said Boca Ratones Lagoon; thence North 7 degrees, 52 minutes, 48 second East, along said Meander line a distance of 1341.57 feet to an intersection with the center line of The Florida East Coast Canal as shown on the recorded Map in Plat Book 17 at Page 19 Public Records of Palm Beach County, Florida; thence North 9 degrees, 59 min-

utes, 15 seconds East, along said Center Line a distance of 1290.66 feet, to a point in the North line of Section 33; thence South 89 degrees, 57 minutes, 45 seconds East, along the North line of Section 33, a distance of 431.80 feet to the point of beginning.

The foregoing described property being subject to the right-of-way of the Florida East Coast Canal and of State Road No. 140 and containing 23.74 acres.

THIS NOTICE is published in compliance with Sections 270.08, 270.09, Florida Statutes 1941.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary

Trustees Internal Improvement Fund.

No objections being presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that sale of the land in Palm Beach County be made to Reynolds and Company at a price of \$794.60. Upon vote the motion was adopted and so ordered.

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Notice was published in the Palm Beach Post, in the issues of August 4, 11, 18, 25 and September 1, 1944, pursuant to application from I. G. Atwell of West Palm Beach, Florida, with a bid of \$12.50 an acre for the following land in Palm Beach County:

## N O T I C E

Tallahassee, Florida, August 1, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida at 12:00 o'clock NOON, September 5th, 1944, for lands in PALM BEACH COUNTY, Florida, described as follows:

All Section 25, Township 42 South, Range 38 East, containing 637.96 acres.

THIS NOTICE is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The TRUSTEES reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees Internal Improvement Fund.

Upon call for bids, the only offer received was from Mr. Atwell.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to accept offer of \$12.50 an acre for the land applied for by Mr. Atwell. Upon vote the motion was adopted and so ordered.

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The following Notice was published in the Avon Park Sun on August 5, 12, 19, 26 and September 2, 1944, pursuant to application presented to the Trustees July 26th by W. J. Hendry with an offer of \$150 an acre for Highlands County land:

#### N O T I C E

Tallahassee, Florida, July 28, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, September 5th, 1944, for lands in HIGHLANDS COUNTY, FLORIDA, described as follows:

E $\frac{1}{2}$  of SW $\frac{1}{4}$  and SE $\frac{1}{4}$ , less a 20 acre strip on the East side of Section 23, Township 37 South, Range 30 East, containing 220 acres, more or less.

THIS NOTICE is published in compliance with Sections 270.07, 270.08, and 270.09, Florida Statutes, 1941.

The Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

Upon call for bids, the only offer submitted was from Mr. Hendry; whereupon, motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept \$150 an

acre from W. J. Hendry for the land in Highlands County. Upon vote the motion was adopted and so ordered.

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Notice was published in the Fort Lauderdale Daily News on August 2, 9, 16, 23 and 30, 1944, based on application presented to the Trustees July 26 from L. S. Remsberg with offer of \$20 an acre for the following described land in Broward County:

### N O T I C E

Tallahassee, Florida, July 27, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, September 5th, 1944, for lands in BROWARD COUNTY, Florida, described as follows:

W $\frac{1}{2}$  and SE $\frac{1}{4}$ , Section 10, Township 50 South,  
Range 40 East, containing 480 acres, more or less.

THIS NOTICE is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The TRUSTEES reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliott, Secretary  
Trustees I. I. Fund.

No other bids having been presented or received, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$20 an acre from Mr. Remsberg for the Broward County land applied for by him. Upon vote the motion was adopted and so ordered.

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Notice was published in the Clewiston News on August 4, 11, 18, 25 and September 1, 1944, pursuant to application presented to the Trustees July 26 from Wm. T. Hull of LaBelle, Florida, with bid of \$3 an acre for the following described land in Hendry County:

## N O T I C E

Tallahassee, Florida, July 28, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, September 5th, 1944, for lands in HENDRY COUNTY, Florida, described as follows:

W $\frac{1}{2}$ , Section 3, Township 46 South, Range 32  
East, containing 320 acres, more or less.

THIS NOTICE is published in compliance with Sections 270.07, 270.08, and 270.09, Florida Statutes 1941.

The TRUSTEES reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliott, Secretary  
Trustees I. I. Fund.

Upon call for bids, the only offer submitted was the \$3 an acre bid from Mr. Hull; whereupon, motion was made by Mr. Mayo, seconded by Mr. Larson, that sale of the land described in the above notice be confirmed to Mr. Wm. T. Hull at a price of \$3 an acre. Upon vote the motion was adopted and so ordered.

Notice was published in the Clewiston News on August 4th, 11th, 18th, 25th and September 1st, 1944, pursuant to application presented to the Trustees July 26th from Joe Hilliard to purchase the following described Hendry County land at a price of \$3 an acre for a portion of the area and \$2.75 an acre for the remainder:

## N O T I C E

Tallahassee, Florida, July 28, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND of the State of Florida offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, September

5th, 1944, for lands in HENDRY COUNTY, Florida, described as follows:

S $\frac{1}{2}$  of Section 3,  
N $\frac{1}{2}$  of Section 13,  
S $\frac{1}{2}$  of Section 15,  
S $\frac{1}{2}$  of Section 31, Township 46 South, Range 31  
East, containing 1280 acres, more or less.

THIS NOTICE is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The TRUSTEES reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliott, Secretary  
Trustees I. I. Fund.

Upon call for bids, the only offers submitted were from Mr. Hilliard, whereupon motion was made by Mr. Mayo, seconded by Mr. Larson that the Trustees accept offer of \$3 an acre for S $\frac{1}{2}$  of Section 31 and \$2.75 an acre for S $\frac{1}{2}$  of Section 3; N $\frac{1}{2}$  of Section 13 and S $\frac{1}{2}$  of Section, 15, all in Township 46 South, Range 31 East. Upon vote the motion was adopted and sale approved.

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Notice was published in the Palm Beach Post on August 3, 10, 17, 24 and 31, 1944, based on application from C. A. Bailey with offers of \$15, \$10 and \$5 an acre respectively for three tracts of land described as follows:

## N O T I C E

Tallahassee, Florida, July 31, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, September 5th, 1944, for lands in PALM BEACH COUNTY, Florida, described as follows:

Those parts of Sections 5, 6, 7 and 8, Township 47 South, Range 38 East, lying South and West of Road 26;  
Sections 1, 2, 3, 10, 11 and 12, Township 47

South, Range 37 East;  
 Sections 4, 5, 6, 7, 8 and 9, Township 47 South,  
 Range 37 East.

THIS NOTICE is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The TRUSTEES reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND, Governor.

ATTEST: F. C. Elliott, Secretary  
 Trustees Internal Improvement Fund.

Upon call for bids, Mr. C. A. Bailey and Mr. Julius Parker entered into competitive bidding which resulted in the highest bids being made by Julius Parker for clients.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale of the above described land to Rafael H. Lopez, Rafael Martinez Dominquez, Aureo B. Garcia, Luis Serano, W. R. Cabrera and Guillermo Cabrera at the following prices:

\$18.50 an acre for Sections 5, 6, 7 and 8, Township 47 South, Range 38 East, lying South and West of Road No. 26;  
 \$13.50 an acre for Sections 1, 2, 3, 10, 11 and 12 of Township 47 South, Range 37 East;  
 \$8.50 an acre for Sections 4, 5, 6, 7, 8 and 9 of Township 47 South, Range 37 East.

Upon vote the motion was adopted and so ordered.

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Mr. Lawrence Truett, Attorney of Tallahassee, and Mr. W. R. Campbell of Texas, both representing J. P. Scranton, again presented application for three leases in the Key Largo area covered by Exploration Contract No. 228 dated March 3, 1943, which were submitted to the Trustees August 1st accompanied by three checks in amount of \$500 each.

Mr. Elliot and Mr. Bayless reported that the areas as designated in the application and made a part of the Minutes of August 1st, 1944, were all in the open waters and that there were no fresh water lakes included, Mr. Bayless

stating that the leases, as to form, were exact duplicates of the copy made a part of the exploration contract. Recommendation from Mr. Elliot and Mr. Bayless was that the leases be granted.

Governor Holland stated that he understood that the form of lease had been approved by the Attorney General and that they conformed to the exploration contract; but that he had called attention to disparity of types of land applied for. The other members concurred in that understanding. Whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo and duly carried, that the following Resolution be adopted:

### R E S O L U T I O N

WHEREAS, on February 27, 1943, the Trustees of the Internal Improvement Fund of the State of Florida entered into a certain Exploration Contract and Option to Lease with Wm. G. Blanchard covering certain lands in South Florida described therein as Contract Lands, and

WHEREAS, the said Wm. G. Blanchard did on March 3, 1943, with the express consent of said Trustees, assign to J. P. Scranton of Harris County, Texas, an undivided three-fourths interest in and to said Exploration Contract, under the terms of which assignment the said J. P. Scranton was expressly authorized and empowered to make application for and to be issued oil, gas and mineral leases on said contract lands, and

WHEREAS, the said J. P. Scranton has delivered to the Trustees, (a) written requests dated July 29, 1944, for the execution and delivery of three oil, gas and mineral leases covering portions of said contract lands, and (b) three cashier's checks drawn on a national bank payable to the Trustees or order in the amount of Five Hundred Dollars (\$500.00) each, and

WHEREAS, the said J. P. Scranton has fulfilled all the obligations and conditions requisite to the execution and delivery to him of the oil, gas and mineral leases so requested upon the lands therein described pursuant to the terms of said Exploration Contract and Option to Lease,

NOW, THEREFORE, BE IT RESOLVED, that the Trustees of the Internal Improvement Fund of the State of Florida do hereby expressly approve the aforesaid written requests made by J. P. Scranton and do hereby grant

the said J. P. Scranton oil, gas and mineral leases on the lands therein described.

BE IT FURTHER RESOLVED that the three oil, gas and mineral leases so requested shall be promptly prepared, executed and delivered to the said J. P. Scranton, which said leases shall be in the form of and contain the terms and provisions of the lease form attached as Exhibit "A" to the aforesaid Exploration Contract and Option to Lease.

DONE AND ORDERED at Tallahassee, Florida, this the 12th day of September, A. D. 1944.

Motion was made by Mr. Larson that the Trustees approve the three leases in favor of J. P. Scranton, covering the areas described in the August 1st Minutes, and that such leases be executed at this time. Motion seconded by Mr. Mayo and upon vote adopted.

Mr. Campbell stated that Mr. Scranton would like for the Trustees to designate Mr. Elliot to go down about the last of this month, at the expense of Mr. Scranton, and visit the location of the well to be drilled in order that he might certify on behalf of the Trustees that the location had been made on the Contract land and that operations had been commenced in compliance with the requirements of Exploration Contract No. 228.

Upon discussion of the subject, the Trustees were of the opinion that there could be no objection to complying with the request, whereupon, motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Elliot be requested to make examination of the location selected as the site for the first well and certify on behalf of the Trustees as to whether the said location was upon the Contract lands and whether operations had been commenced in compliance with the Exploration Contract No. 228. Upon vote the motion was adopted and so ordered.

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Attorney General Watson was recorded as present.

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Mr. Bayless presented letter from Caldwell and Parker, Attorneys of Tallahassee, Florida, on behalf of Stevens and Company of New Orleans, Louisiana, making application for shell permit covering water areas from the Apalachicola River west to the Perdido River. Among other things the Company offers to pay minimum annual rental

or royalty of \$5000.00 on the basis of 7½ cents per cubic yard for a four-year exclusive lease.

Mr. Parker informed the Trustees that Stevens and Company was one of the largest producers of shell in the United States and if the lease applied for is granted an important industry will be developed in the State and if a sufficient amount of shell can be made available each year a New York company will put in a plant to manufacture soda ash that would cost approximately \$250,000.00, and that the Company plans to develop other uses for Florida shell.

Governor Holland reported that he had received a protest from a party at Panama City protesting the granting of a lease to Stevens and Company as such action would make it impossible for others to take any shell from that area.

Mr. Parker stated that they knew of no company in the shell business in that area and furnished amounts paid in to the State by Stevens and Company under its lease in West Bay; that if the four-year lease is granted the Company will explore the whole area at considerable expense.

Discussion was had as to the advisability of entering into an exclusive contract covering such an extensive area.

Mr. Parker stated that his company would be willing to have the area advertised for bids and if anyone desired to bid more than his client, it would mean bringing more money to the State.

Governor Holland suggested that Mr. Parker furnish the Trustees with copy of leases Stevens and Company holds with the States of Alabama, Louisiana and Mississippi in order that this Board may study the matter more fully, his opinion being that an exploration contract with prior right to secure leases on the areas discovered up to a certain amount, would take care of the needs of the company and not put the Trustees in the position of granting exclusive lease on over 200 miles of water area.

The application was held in abeyance pending further study of the subject, Mr. Parker agreeing to furnish copy of leases requested.

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Mr. Julius F. Parker on behalf of Jacobo Cabassa submitted offer of \$10 an acre for land in Palm Beach County described as:

E $\frac{1}{2}$  of Section 21, Township 46 South, Range 37  
East, containing 320 acres.  
the land being located about eighteen miles south of Lake  
Okeechobee.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$10 an acre from Mr. Cabassa for the land applied for. Upon vote the motion was adopted.

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Application was presented from Leo Foster with offer of \$10 an acre for the following described land:

W $\frac{1}{2}$  of Section 21, Township 46 South, Range 37  
East, containing 320 acres in Palm Beach County.

Mr. Bayless reported that this price was in line with bids recently received on a competitive basis for land in the immediate vicinity.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept offer of \$10 an acre for the tract applied for by Mr. Foster. Upon vote the motion was adopted and so ordered.

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Mr. John Balfe, Jr., of Jacksonville, Florida, submitted an offer of \$6 per thousand for all timber on unsurveyed parts and unsurveyed islands in Lake Iamonia, Leon County, Florida. Mr. Balfe stated that he desired a two year lease for removing the timber which he estimated would cut around three hundred and fifty thousand feet.

The Trustees not having any information as to the amount of timber, it was suggested that Mr. Elliot and Mr. Bayless make an examination of the records and report back to the Trustees, whereupon, motion was made by Mr. Mayo, seconded by Mr. Larson, that action on Mr. Balfe's request be deferred pending further information. Motion adopted.

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Mr. Joe Bongiovanni of Okeechobee, Florida, came before the Trustees and presented offer of \$26 an acre as a minimum bid for one hundred acres of marginal land in

Section 32, Township 37 South, Range 35 East;  
sale to be subject to outstanding lease held by Reecy Davis  
expiring September 24, 1946.

Mr. Bongiovanni explained that at one time he had a lease on this land and had improved property by building a house, constructing a bridge and clearing the tract for grazing.

Mr. Bayless reported that Mr. Bongiovanni did have a lease on the property but failed to make payments necessary for renewal and his lease was cancelled and another lease made in favor of Mr. Davis; that there was a conflict in statements as to who was responsible for the improvements to the property.

Mr. Larson moved that the land be advertised for competitive bids, but Mr. Mayo was of the opinion that the land should not be advertised at this time, whereupon the motion was lost for lack of a second.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

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Tallahassee, Florida,  
September 13, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Mr. Bayless presented application from C. A. Bailey, on behalf of client, with the following offers:

\$15 an acre for that part West of Road No. 26 in Sections 17 and 21, Township 47 South, Range 38 East—1100 acres;

\$10 an acre for All Sections 18, 19 and 20, Township 47 South, Range 38 East—1920 acres, and \$5 an acre for all Sections 13, 14, 15, 17, 18, 19, 20, 21, 22, 23 and 24, Township 47 South, Range 37 East—7040 acres.

The land was described as being located in the extreme south end of Palm Beach County, West of Road No. 26 and approximately 24 miles from Lake Okeechobee.

Motion was made by Mr. Watson, seconded by Mr. Mayo, to advertise the land for competitive bidding based on offers submitted by Mr. Bailey. Upon vote the motion was adopted and advertisement ordered.

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Two offers were presented from Joe and Ernest Dur-  
rance of Lake Placid, Florida, as follows:

\$15 an acre for the purchase of  $E\frac{1}{2}$  of  $SE\frac{1}{4}$  and  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$ , less a 10 acre strip on the East side, in Section 14, and  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$ , less a 10 acre strip on the East side, in Section 23, in Township 37 South, Range 30 East, containing 120 acres in Highlands County;

also

Offer of Fifteen cents (15¢) per acre per annum for five-year grazing lease on the  $E\frac{1}{2}$  and  $E\frac{1}{2}$  of  $NW\frac{1}{4}$ , Section 14;  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$ , and  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 23, Township 38 South, Range 30 East, containing 430 acres in Highlands County.

Motion was made by Mr. Lee, seconded by Mr. Watson, that the Trustees advertise for competitive bidding the land for which application to purchase was made, with a minimum bid of \$15 an acre, and that the offer of fifteen cents an acre annually be accepted for five-year grazing lease on the 430 acres applied for. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees decline the following offers submitted by A. R. Richardson for himself and Maston S. Hayes:

\$6.50 an acre for  $E\frac{1}{2}$  of Section 6, Township 44 South, Range 40 East, containing 320 acres in Palm Beach County,  
and

\$7.50 an acre for  $W\frac{1}{2}$  of Section 6, Township 44 South, Range 40 East, containing 320 acres in Palm Beach County.

Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the Trustees advertise for competitive bidding the following described land applied for by William T. Hull with an offer of \$3 an acre:

$E\frac{1}{2}$  of Section 3, Township 46 South, Range 32 East, Hendry County.

Upon vote the motion was adopted and the land ordered advertised.

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Motion was made by Mr. Watson, seconded by Mr. Lee, that the following described land be advertised for competitive bidding based on applications and offers presented to the Trustees:

Joe and Marlin Hilliard—Offer of \$3 an acre for the  $N\frac{1}{2}$  of Section 31 and \$2.75 an acre for the  $N\frac{1}{2}$  of Section 1 and the  $N\frac{1}{2}$  of Section 11, Township 46 South, Range 31 East, Hendry County, and

Mark R. Tenant—Offer of \$12.50 an acre for marginal lands in Sections 27 and 28, Township 41 South, Range 32 East, Glades County, adjacent to upland ownership.

Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$5 an acre from A. G. McArthur of Callahan, Florida, for the  $SW\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 26, Township 4 North, Range 25 East, containing 40 acres in Nassau County, and make counter proposal to accept \$250 for the parcel. Upon vote the motion was adopted and so ordered.

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Application was presented from James J. Taylor for Ocala Manufacturing Ice and Packing Company, with offer of \$400 for the  $N\frac{1}{2}$  of Lot 4, Section 24, Township 14 South, Range 23 East, containing 44.44 acres in Ma-

rion County, but no action was taken. The application was held for further consideration.

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Offer of \$285.00 was presented from Charlie F. Roberts of Lake Butler, Florida, for

S $\frac{1}{2}$  of Lot 7, Section 18, Township 5 South.  
Range 20 East—Union County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, to accept offer of \$285 for the land applied for by Mr. Roberts, the amount being in line with appraisal on the parcel. Upon vote the motion was adopted and so ordered.

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Application was presented from Crosby and Wartman of Citra, Florida, for permit from the Trustees to construct a levee across a portion of Orange Lake in Marion County, for the purpose of maintaining the water level of said lake in order to protect their groves on adjacent property.

Upon a discussion of the request, the Attorney General suggested that since there were only three property owners involved, that Mr. Crosby get a letter from the other property owners around the Lake, indicating their consent for construction of the levee.

Motion was made by Mr. Lee, seconded by Mr. Watson, that Mr. Crosby submit a letter signed by the other owners of land to be affected by the levee, stating that they would have no objection to the proposed construction. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented request from Thomas H. Glenn of Sarasota, Florida, that upon payment of \$200 the Trustees release to him Mortgage No. 17543, executed by W. B. Harvard in 1926. This matter was presented to the Trustees July 26, 1944, and action taken at that time was that the Trustees would deed land equal to payments made upon conveyance back to the Trustees of the remainder of the land covered by the mortgage. However, Mr. Glenn requested that the Trustees reconsider former action and accept \$200 for release of the mortgage.

Upon motion of Mr. Watson, seconded by Mr. Lee, the

Trustees declined to grant request of Mr. Glenn but re-affirmed action taken July 26th. Upon vote the motion was adopted.

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Request was submitted from Earl S. Royer of LaBelle, Florida, for quit claim deed from the State to the following described land:

S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 30, Township 43 South,  
Range 28 East—Hendry County.

Statement was made that Mr. Royer holds title to the land deraigned from United States Patent issued to Jesse S. Craig on July 27, 1904. Mr. Bayless reported that the records disclose that quit claim deed was executed in favor of the Trustees by the L. & N. Railroad Company March 12, 1908, but the Trustees have no interest in the land, and it is recommended that quit claim be issued to Mr. Royer to clear the cloud on his title.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that under the circumstances disclaimer be authorized for execution and delivery to Mr. Royer. Upon vote the motion was adopted and so ordered.

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Pursuant to direction of the Trustees July 26th, on request from J. P. Scranton for extension of Exploration Contract and Option to Lease No. 344, at which time the Trustees expressed the desire for information as to what agreement had been reached between Mr. Scranton and Model Land Company on the subject of extension, Mr. Bayless reported that Mr. Scranton has advised that he now holds four oil, gas and mineral leases from Model Land Company, dated April 30, 1944, covering the areas on which extension is desired from the Trustees.

Mr. Mayo was of the opinion that since title to the land was in Model Land Company—the Trustees only retaining an interest in the oil, gas and minerals—there would be no objection to granting the extension.

Governor Holland expressed the opinion that whatever the Trustees did should dovetail with whatever is agreed to by Model Land Company and that he is in accord with granting the extension so long as it does not affect the set-up as between the three parties at interest. The Governor asked if all members were of the opinion that whatver was done should dovetail with the present owners

of the fee title in so far as the Trustees have legal authority. The members were in agreement on that point.

The Governor suggested that the Land Agent examine into the application for extension and if any legal questions were involved that the same be referred to the Attorney General. Without objection it was so ordered.

Mr. Watson stated that he would be glad to attend to any legal work the board referred to him.

Mr. Watson stated that he had prepared a letter that contained a solution of the situation existing with reference to the Blanchard Contract which was assigned in part to J. P. Scranton and under which assignment Mr. Scranton has made application for three leases.

Governor Holland advised the Attorney General that the Trustees had authorized execution of the three leases applied for by Mr. Scranton at the meeting on the 12th.

Mr. Watson asked that the following statement of his position be recorded in the Minutes of this meeting:

“Being informed today of the vote on the applications from J. P. Scranton presented September 12th, at which time I was not present, the Trustees having approved the applications, I ask to be voted in the negative on the same matter.”

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Mr. Watson asked to be excused from further attendance at the meeting.

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Application was presented from H. C. Sullivan of Frostproof, Florida, offering \$3 an acre for the

SE $\frac{1}{4}$  of SW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 9, Township 39 South, Range 30 East, containing 80 acres in Highlands County.

Mr. Bayless reported that appraisal on this parcel carried a value of \$571 for the timber and \$3 an acre for the land.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the offer from Mr. Sullivan be declined. Upon vote the motion was adopted and so ordered.

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Request was presented from the United States Navy for permit to install practice bomb targets on Sandy Key and Otter Key, Monroe County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize permit in favor of the United States Navy for use of the two Monroe County Keys applied for. Upon vote the motion was adopted and so ordered.

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Request was presented from Mr. Henry S. Tillman of the Department of Justice relative to deed issued by the Trustees in which it is desired that a provision be made that mineral rights reserved to the Trustees will not be released, mined or developed so long as the United States uses the land for military purposes.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the request from the Department of Justice, United States, be granted and the provision requested inserted in the deed. Upon vote the motion was adopted.

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Offer of \$45 an acre was presented from Mrs. Jesse Patterson for purchase of 17.78 acres of lake bottom land in Section 5, Township 43 South, Range 43 East, Palm Beach County, located on the north shore of Lake Man-gonia.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer of \$45 an acre for the land and make counter proposal to accept \$75 an acre. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer of \$5 an acre for the NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 12, Township 33 South, Range 20 East, Manatee County, containing 40 acres, the appraised value of the parcel being in excess of the bid. Upon vote the motion was adopted.

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Application was presented from Zirk Corporation, holder of Mineral Lease No. 291, covering heavy minerals in sovereignty areas of West Florida, for permission to assign their lease to the Reconstruction Finance Corporation as collateral for a loan of \$100,000.00, such loan to be

used in erecting a plant for handling said minerals in the State of Florida.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees approve assignment of Lease No. 291 as requested by Zirk Corporation. Upon vote the motion was adopted and so ordered.

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Application was presented from R. E. Skinner of Tampa, Florida, with offer of twenty-five cents an acre annually for five-year oil and gas contract covering the reserved interest of the Trustees in 750 acres of land in Township 27 South, Range 16 East, Pinellas County, and in Townships 27 and 28 South, Range 17 East, Hillsborough County. Map was also presented showing areas now under lease to Mr. Skinner as well as the lands here described.

Examination of map disclosed that the holdings in one locality were blocked with exception of the State interests, but in another area there were scattered tracts not yet under lease to applicant.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that Mr. Skinner be requested to amend his application so as to include only areas in Sections 9, 10, 12 and 22 of Township 27 South, Range 16 East, and in Sections 30 and 32 of Township 27 South, Range 17 East. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented letter from Mr. Fenton Jones of Panacea, Florida, offering \$855 cash for the Launch Josephine "H" owned by the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept the offer of \$855 for the launch, and that title be transferred to Mr. Jones. Upon vote the motion was adopted.

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Mr. Elliot presented applications from parties in Palm Beach County for purchase of land, title to which vested in the Trustees under Chapter 14572, Acts of 1929. Also resolutions adopted by the Board of County Commissioners of Palm Beach County, recommending that the bids

be accepted, said bids representing the full amount due the State as set out in the Master's deed, the County having agreed to accept 25 per cent of its equity in order to get the lands back into private ownership and on the tax roll. The total bids amounted to \$431.46.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept the bids presented as follows:

Clevie Davis—Offer of \$30.60 for S 45 ft. of Lot 103, 1st Add. to Acrehome Park—Amount of Decree, \$46.53;

Clevie Davis—Offer of \$36.79 for Lots 60 and 61, 1st Add. to Acrehome Park—Amount of Decree, \$68.38;

Homer Sims—Offer of \$38.96 for Lots 1 and 2, Block 20, 1st Add. to Acrehome Park—Amount of Decree, \$75.28;

Lindsey Davis—Offer of \$29.62 for Lot 6, Block 7, 1st Add. to Acrehome Park—Amount of Decree, \$40.78;

Lindsey Davis—Offer of \$36.56 for Lots 9 and 10, Block 7, 1st Add. to Acrehome Park—Amount of Decree, \$67.15;

Maggie Stanley—Offer of \$40.21 for Lots 3 and 4 Block 11, 1st Add. to Acrehome Park—Amount of Decree, \$81.75;

Robert E. Lee—Offer of \$30.63 for Lot 50, Block 13, Monroe Heights—Amount of Decree, \$44.23;

J. G. Harvey—Offer of \$45.95 for Lots 20, 21, 22, Block 4, Luraville—Amount of Decree, \$67.15;

J. G. Harvey—Offer of \$41.46 for Lot 5, Block 4, Luraville—Amount of Decree, \$48.46;

J. G. Harvey—Offer of \$30.76 for Lot 14, Block 4, Luraville—Amount of Decree, \$46.68;

J. G. Harvey—Offer of \$39.96 for Lots 6 and 7, Block 4, Luraville—Amount of Decree, \$79.07;

J. G. Harvey—Offer of \$39.96 for Lots 25 and 26, Block 4, Luraville—Amount of Decree, \$79.07.

Upon vote the motion was adopted and deeds authorized executed.

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There was presented for consideration the policy heretofore followed of allowing former owners of land, title to which vested in the Trustees under the provisions of

Chapter 14717, Acts of 1931, the privilege of purchasing on the basis of the amount the Trustees have in the land.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees give notice in several newspapers in the Everglades area that after thirty days the Trustees will sell any lands owned under the above Chapter to any person for the best price obtainable, and rescind any former action allowing purchase by former owner at a lower price. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that hereafter the Trustees insert oil, gas and mineral reservation in all deeds from the Trustees conveying land, title to which vested in the Trustees under the provisions of Chapter 14572, Acts of 1929. Upon vote the motion was adopted and so ordered.

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Application was presented from Mrs. D. S. Weeks, Clerk of the Circuit Court of Glades County, submitting an offer of \$10 on behalf of Daisy B. Yoder for Lots 7 and 8, Block 5, Moore Haven, covered by Everglades Drainage tax certificate No. 454 of 1926.

Mr. Elliot reported that title to these lots vested in the Trustees under provisions of Chapter 14717, Acts of 1931, and the offer from Mrs. Weeks was considerably less than the amount the Trustees have in the lots.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer of \$10 for the two lots, but that counter proposal be submitted to applicant to accept \$15 per lot. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	4-26-44	37
Baker	6-30-44	3

Bay	3- 6-44	1
Bay	6-19-44	8
Bradford	4-24-44	2
Bradford	5-15-44	2
Brevard	4-17-44	29
Brevard	5-22-44	56
Charlotte	3-13-44	7
Charlotte	4-10-44	2
Charlotte	5- 8-44	3
Charlotte	6- 5-44	6
Citrus	4-11-44	15
Citrus	5-22-44	16
Clay	6-17-44	4
DeSoto	5-15-44	2
Duval	4-20-44	177
Duval	5-25-44	100
Escambia	4-24-44	15
Escambia	6-12-44	4
Franklin	5- 8-44	8
Gadsden	6-27-44	7
Gulf	8-24-44	1
Hamilton	4-24-44	1
Hamilton	7- 3-44	1
Hardee	4- 3-44	3
Hardee	5- 1-44	14
Hardee	7- 3-44	2
Hendry	6-14-44	4
Highlands	7- 3-44	4
Highlands	9- 4-44	1
Hillsborough	6- 6-44	72
Holmes	4- 3-44	1
Holmes	5-22-44	2
Holmes	6-19-44	2
Holmes	7- 3-44	7
Indian River	5-15-44	29
Indian River	6-12-44	10
Jackson	4-10-44	20
Jefferson	5- 8-44	14
Jefferson	7-10-44	26
Lake	2-14-44	9
Leon	9- 4-44	2
Levy	5- 6-44	4
Liberty	5- 1-44	1
Liberty	6-19-44	1
Liberty	7-10-44	2
Madison	6- 5-44	2

Manatee	4- 3-44	39
Manatee	5- 1-44	31
Manatee	6- 5-44	16
Marion	4- 3-44	68
Martin	3-14-44	11
Martin	4-10-44	6
Martin	5- 1-44	2
Monroe	4-14-44	288
Nassau	6-19-44	13
Orange	3- 6-44	1
Orange	4- 3-44	54
Orange	5- 1-44	105
Osceola	5- 1-44	30
Osceola	5-22-44	48
Palm Beach	3-10-44	144
Palm Beach	4-14-44	155
Pasco	4- 3-44	27
Pinellas	2-29-44	1
Polk	4-28-44	144
Polk	5-31-44	100
Putnam	12- 4-43	1
Putnam	4- 1-44	77
Putnam	5- 6-44	42
Putnam	6- 3-44	13
Santa Rosa	4-10-44	2
Santa Rosa	6-12-44	5
Santa Rosa	7-10-44	6
Sarasota	4-17-44	23
Sarasota	5-15-44	43
Sarasota	6-19-44	46
St. Johns	4-12-44	1
St. Johns	6- 9-44	1
St. Lucie	9- 4-44	1
Sumter	2-28-44	5
Sumter	3-27-44	4
Sumter	4-10-44	19
Sumter	5- 8-44	12
Suwannee	4- 3-44	7
Suwannee	5- 8-44	13
Volusia	1- 3-44	3
Volusia	2- 7-44	6
Volusia	2- 7-44	9
Volusia	3- 6-44	5
Volusia	3- 6-44	228
Volusia	4- 3-44	57
Volusia	4- 3-44	19

Walton

5-17-44

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Six applications were presented for correction deeds from Broward, Hardee, Hillsborough, Osceola, St. Lucie and Volusia Counties. The Secretary reported that they were errors in description or in grantee's name and recommended approval of the deeds.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees approve for execution the following correction deeds:

Broward County Deed No. 1733-COR.—Correction of plat book and page numbers;

Hardee County Deed No. 355-COR.—Correction in spelling of grantee's name;

Hillsborough County Deed No. 395-COR.—Correction of description;

Osceola County Deed No. 463-COR.—Correction in spelling of grantee's name;

St. Lucie County Deed No. 332-COR.—Correction in grantee's name;

Volusia County Deed No. 742-COR.—Correction in grantee's name.

Upon vote the motion was adopted and the deeds ordered executed and delivered.

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Two applications were presented from the State Road Department for right of ways across Murphy Act land in Osceola and Walton Counties, for use in connection with State roads.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize right of way easements in favor of the State Road Department as follows:

Osceola County Road No. 29—Project 1019  
(9205-104) SRD No. 36;

Walton County Road No. 115—Project 97-H—  
SRD No. 1.

Upon vote the motion was adopted and so ordered.

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Application was presented from A. C. Strecker for release of State Road right of way from Hillsborough County Deed No. 3416 dated June 16, 1944. The Secretary reported that recommendation had been received from the State Road Department that the right of way be released as requested.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees release reservation for state road right of way in Hillsborough County Deed No. 3416. Upon vote the motion was adopted and so ordered.

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Request was presented from the United States for Permit to use Murphy Act land in Marion County for a period of three months.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize permit in favor of the United States for use of

S $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 19, Township 17 South, Range 22 East, containing 5 acres in Marion County,

the parcel to be used for military purposes. Upon vote the motion was adopted.

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Application was presented from the United States for "License for Installations Upon Right of Way" in connection with Avon Park General Bombing Range.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees grant request of the United States for use of 100 foot right of way through the

E $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 24, Township 32 South, Range 28 East, Polk County.

Upon vote the motion was adopted and so ordered.

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Application was presented from the United States for permit to use land in Hillsborough County desired in connection with Signal Corps activities, Drew Field, Tampa.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize permit in favor of the United States for a period of three months over Murphy Act land in Section 16, Township 29 South, Range 18 East, Hillsborough County. Upon vote the motion was adopted.

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Request was presented through the Attorney General's office from the Department of Justice that the Trustees stipulate with the United States agreeing to accept twenty-five cents (25c) per rod for easement rights across Murphy Act land in Duval County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize stipulation in favor of the United States in the case of U. S. vs. A Strip of Land in Duval County, Florida, et al., 545-J-Civil—File 5078, thereby agreeing to accept the amount offered for easement. Upon vote the motion was adopted and so ordered.

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Report was presented from the Attorney General, pursuant to action of the Trustees August 8th, on the subject of cancellation of certificates under the Murphy Act, in accordance with Chapter 19211, Acts of 1939. The lands in question are located in Thos. Fitch Grant, Sections 39 and 42, Township 13 South, Range 32 East, Volusia County, assessed to Pines Realty Company and conveyed to Florida Board of Forestry. Recommendation from the Attorney General was that the Trustees follow the law, his opinion being that the certificates referred to did not vest title in the State on June 9, 1939, under the provision of Chapter 18296.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees disclaim any interest in certificates referred to in Chapter 19211 of 1939 and recommend to the Comptroller that the same be cancelled. Upon vote the motion was adopted.

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Request was presented from Everglades Drainage District that the Trustees approve sale of Murphy Act land

in Palm Beach County, bid in by Model Land Company January 14, 1944. Statement was made that the land involved, which was also subject to Everglades Drainage District tax liens, was located in Townships 45 and 46, Ranges 40 and 41, and Township 47, Range 41, which land the Trustees had withdrawn from the market and placed in a Conservation area at the request of Everglades Drainage District. Letter from the District stated that through error the District's equity was sold to Model Land Company but arrangements had been made with the Company for use of the land and it was recommended that the Trustees approve the sale.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept the bids submitted by Model Land Company covering the land referred to and execute deed as requested. Upon vote the motion was adopted and so ordered.

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Mr. Elliot presented letter from Mr. Lewis R. King, Attorney of Miami, Florida, representing J. H. Brightwell, in which tentative bid of \$14,000 was made for approximately 4,216 lots in the town of Hialeah. The offer was conditioned upon the Trustees agreeing to withdraw and terminate resolution adopted May 9, 1944, authorizing acceptance from the City of Hialeah of an offer of \$1 per lot or parcel for approximately 5,500 lots within the city limits of Hialeah.

Mr. Elliot reported that the proposal submitted by Mr. King appeared to make a better offer than that of the city of Hialeah; that nothing further had been done by the City to close the sale.

Mr. Bayless stated that at the request of the Trustees he went down and made examination of the land and in his report recommended that in event the offer from the City of Hialeah was accepted that the City be required to advertise the lots for public sale.

A discussion of the subject was had and suggestions offered as to method of sale, in view of the controversy in reference to the proposed sale to the City of Hialeah.

Upon recommendation of the Governor, motion was made by Mr. Lee, seconded by Mr. Mayo, that the city of Hialeah be notified that unless they take action on the

proposal within thirty days other steps will be taken by the Trustees. Upon vote the motion was adopted.

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Application was presented that the Town of Alford be allowed to purchase two lots on which the town has a Community House, rather than allow sale to a party in Marianna who has made application also. Recommendation from the Clerk of the Circuit Court was that the parcels be deeded to the Town of Alford.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline to sell the lots to the private individual, and authorize conveyance under Chapter 21684, Acts of 1943, of Lots 7 and 8, Block 14, Alford, in favor of the Town of Alford at a price of \$10—one-fourth of the 1932 assessed value, plus costs incurred in connection with individual application. Upon vote the motion was adopted and so ordered.

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Application was presented from the City of Moore Haven for three lots within the City limits, with offer of \$50.00.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize conveyance under Chapter 21684 of

Lot 8—Block 138, Lots 3 and 4, Block 176, Moore Haven,

at a price of \$50.00. Upon vote the motion was adopted and so ordered.

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Offer of \$175 was presented from the Town of Florida City for approximately 131 Dade County lots in the Sub-division of Washington Park.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept \$175 for the lots applied for and that conveyance be made to the Town of Florida City under Chapter 21684, Acts of 1943.

Upon vote the motion was adopted and deed ordered executed.

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Without objection, the Trustees held over for a full membership the application from F. M. Ford for purchase of oil, gas and mineral reservations in Deed No. 1524, conveying 4,687 acres of Murphy Act land.

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Application was presented from the City of Miami with offer of \$1 per lot for conveyance of a number of lots in a negro subdivision, to be used for park purposes in connection with a negro school to be constructed by the Board of Public Instruction in that subdivision. Information was furnished that these lots were included in a sale advertised for August 30th, but held up pending action on the City's application.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept offer of \$1 per lot from the City of Miami for 17 lots in Railroad Shops Colored Addn., Dade County, and make conveyance under Chapter 21684 for public park purposes conditioned upon the City of Miami reimbursing applicant for all costs in connection with his application. Upon vote the motion was adopted.

---

Application was presented from the Board of Public Instruction of Sarasota County for conveyance of lots in Avon Heights subdivision to be used as a site for a junior high school, playgrounds and agricultural education.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees convey to the Board of Public Instruction of Sarasota County

Lots 23 and 24, Block 12, Avon Heights, Sarasota County;

conveyance to be under Chapter 21684, Acts of 1943, for public school purposes only. Upon vote the motion was adopted and so ordered.

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Letter was presented from Mr. Clyde W. Atkinson of Tallahassee, Florida, on behalf of Mrs. Lizzie Hartsfield, having reference to land formerly owned by Mr. Hartsfield. Information furnished was that the land came to the State under the Murphy Act and was condemned by the United States last year; that the appraised value in

amount of \$400 had been deposited in the United States Registry and Mr. Atkinson requests that this amount be paid to Mrs. Hartsfield, less the amount of taxes against the property.

It was ordered that this case be referred to the Attorney General for recommendation.

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The Trustees deferred for consideration at a later meeting the request from D. W. Berry, on behalf of Mrs. Fannie H. Redding, that the Trustees approve sale in her favor covering land in Dixie County, which land is involved in condemnation suit by the United States and an award of \$625 deposited as appraised value.

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Action was deferred on request from Charlotte County that three deeds be executed without oil and mineral reservation, the reason being that the applications were received prior to action by the Trustees requiring such reservations.

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Request was presented from South Hastings Drainage District that the Trustees decline bid of Mrs. Kathleen M. Sutton at sale held in Putnam County January 3, 1944—Report No. 49—covering  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  of Section 14, Township 11 South, Range 27 East, and execute deed in favor of the District for the reason that said district had attempted to buy in all land subject to its liens and through error this parcel was omitted.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees decline request of South Hastings Drainage District to issue deed in its favor, but agreed to allow protest and have the parcel again advertised for sale if the District would deposit the amount required under the protest rule. Upon vote the motion was adopted and so ordered.

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The Secretary reported that occasionally application was received from a former owner to purchase Murphy Act land within the boundaries of proposed Everglades National Park area—all such applications having heretofore been denied—and he recommended that the Clerks

be instructed to not accept any applications for purchase of land in the proposed area.

The Governor stated that he was of the opinion that the Trustees had already taken such action and suggested that the matter be looked into and reported back to the Board.

The Governor also informed the Board that he had been advised that the National Park Service had agreed to take over any lands that the Trustees will deed and immediately put in machinery to protect them against fires, with the full reservation for oil, gas and mineral rights in the State and also with the understanding that if the park program is not worked out within ten years the land will be conveyed back to the State; also that Congressman Peterson has introduced a bill which he thinks will pass, and if it does will make provision for going ahead with the park program, and at the same time allow oil and mineral reservations to remain in the State.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
September 19, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Pursuant to action of the Trustees July 26th, based on

offer of \$150 an acre from H. G. Thompson for purchase of a spoil bank in the Anclote River, the following Notice was published in the St. Petersburg Independent in the issues of August 16, 23, 30, September 6 and 13, 1944:

### N O T I C E

Tallahassee, Florida, August 12, 1944

NOTICE is hereby given that the Trustees of Internal Improvement Fund of the State of Florida, offer for sale to be sold to the highest bidder and for objections, in Tallahassee, Florida, at 12:00 o'clock NOON, September 19th, 1944, the following described land in PINELLAS COUNTY:

A spoil bank or reclaimed area in the Anclote River, lying between channel stakes 26 and 28 and North of Range Light, Section 2, Township 27 South, Range 15 East, containing approximately 3 acres.

Correct description to be furnished with deed.

This Notice is published in compliance with Sections 253.12 and 253.13, Florida Statutes 1941.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By order of the Trustees of Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

The only bid received being \$150 an acre from H. G. Thompson of Tarpon Springs, Florida, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer from Mr. Thompson, said price being in line with other sales in that area. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees July 26, based on offer of \$1,290 from Everett Boney for purchase of Highlands County land, the following Notice was published in the Highlands County News on August 17, 24, 31, September 7 and 14, 1944:

## N O T I C E

Tallahassee, Florida, August 12, 1944.

Notice is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, September 19th, 1944, the following described land in HIGHLANDS COUNTY:

Lots 9, 10 and 11, Section 20, Township 35 South,  
Range 31 East, containing 46.98 acres, more or  
less.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By order of the Trustees of Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund.

No other bids having been submitted, motion was made by Mr. Mayo, seconded by Mr. Larson, that the offer of \$1,290 from Everett Boney be accepted for the land described. Upon vote the motion was adopted and so ordered.

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Mr. Bayless reported that the Trustees were advertising to be sold to the highest bidder on September 26th, the following described land applied for by Mr. Lewis Hall of Miami with a minimum bid of \$20 an acre:

$S\frac{1}{2}$  of  $SE\frac{1}{4}$ ,  $N\frac{1}{2}$  of  $NE\frac{1}{4}$  and  $NW\frac{1}{4}$  of Section  
28, Township 53 South, Range 40 East, Dade  
County;

that a letter has been received from the Civil Aeronautics Administration, Department of Commerce, in which they state that the  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  and  $S\frac{1}{2}$  of  $NW\frac{1}{4}$  of said section is needed by the United States in connection with expansion of the transoceanic radio located on lands in that vicinity. The Government desires a lease until June 30, 1945, for which they offer \$160 with option to purchase during said period at a price of \$3,200.00 for the 160 acres.

Motion was made by Mr. Mayo that the Trustees recall the advertisement and authorize lease in favor of the Federal Government, for such time as they desire, covering the S $\frac{1}{2}$  of NE $\frac{1}{4}$  and S $\frac{1}{2}$  of NW $\frac{1}{4}$ , Section 28, Township 53 South, Range 40 East, for a consideration of \$1 but without option to purchase. Motion seconded by Mr. Larson and upon vote adopted.

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Offer of \$2.75 an acre was presented from Joe A. Hilliard for land described as,

S $\frac{1}{2}$  of Section 1 and S $\frac{1}{2}$  of Section 11, Township 46 South, Range 31 East, Hendry County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the land be advertised for competitive bidding based on minimum bid of \$2.75 an acre. Upon vote the motion was adopted and so ordered.

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Letter was presented from J. L. Morris in which he offers fifty (50) cents per acre for grazing lease on ten acres of lake bottom land adjacent to his property in Section 12, Township 42 South, Range 32 East, Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to authorize one-year grazing lease in favor of Mr. Morris at rental of fifty cents an acre. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline the following offers:

Offer of \$25 an acre from Bill Leedy for Lots 3 and 4, and SW $\frac{1}{4}$ , Less S. A. L. Right of way, Section 2, Township 36 South, Range 31 East, containing 189 acres in Highlands County;

Offer of \$10 an acre from Ed. W. Caulfield for five-acre tract of sovereignty land in Section 30, Township 32 South, Range 16 East, Pinellas County.

Upon vote the motion was adopted and so ordered.

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Application from Stevens and Company for shell lease along the coast in West Florida, and offer from W. D. Outman for land in Palm Beach County, were deferred till return of the Governor.

Mr. Julius Parker, Attorney of Tallahassee, asked that the Trustees indicate some price at which they would consider sale of land in

Sections 10, 12, 14 and 24, Township 51 South,  
Range 39 East; Broward County.

Mr. Bayless reported that land in that area had been selling at \$15 an acre for road frontage and \$10 an acre for land back of the road.

Motion was made by Mr. Larson that Mr. Bayless be requested to make an appraisal of the land and report back to the Trustees. Motion seconded by Mr. Mayo and upon vote adopted.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following salaries, expense accounts and miscellaneous bills be approved and the Comptroller authorized to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary.....	\$ 400.00
F. Elgin Bayless, Chief Clerk Land Office.....	350.00
Less Insurance .....	2.95      347.05
<hr/>	
M. O. Barco, Sec'y-Clerk Land and Taxes.....	175.00
Jentye Dedge, Sec'y-Clerk Records and Minutes.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Guard Timber Tract.....	20.00
David B. Ericson, Ass't. Geologist.....	250.00
W. B. Granger, Rent Agent.....	50.00
Protective Life Insurance—Ralph Newman	
Agencies .....	2.95
F. Elgin Bayless, Chief Clerk Land Office.....	53.00
D. Fred McMullen, Ass't. Atty. Gen.....	3.00
Woodrow M. Melvin, Ass't. Atty. Gen.....	3.00
James H. Millican, Palatka, Florida.....	33.60
J. Turner Butler, Jacksonville, Florida.....	197.12
Comptroller, State of Florida.....	74.77
Southeastern Telephone Company, Tallahassee....	7.75

Beck & Gregg Hardware Co., Atlanta, Ga.....	12.41
American Oil Company, Jacksonville, Florida.....	8.50
Proctor & Proctor, Inc., Tallahassee.....	15.50
Standard Oil Co., Jacksonville, Florida.....	18.99
J. Edwin Larson, State Treasurer, Tallahassee.....	212.42
Martin County Board of County Commissioners	3,658.58
E. R. Bennett, C. C. C., Broward County.....	28.00
Guyte P. McCord, Clerk Supreme Court, Tallahassee .....	12.00
Guyte P. McCord, Clerk Supreme Court, Tallahassee .....	5.00
U. S. Department of the Interior, General Land Office .....	1.75
The Lake Worth Herald Press, Lake Worth.....	6.00
The Tallahassee Daily Democrat, Tallahassee.....	5.25
<b>TOTAL .....</b>	<b>\$5,851.64</b>

Financial Statements for the month of August, 1944,  
are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610  
FINANCIAL STATEMENT FOR THE MONTH OF  
AUGUST, 1944

Balance as of August 1, 1944.....	\$249,882.38
Receipts for the Month	
Land Sales .....	\$ 20,259.27
Land Sales — Under Chapter	
14717—as follows:	
Glades County .....	\$130.26
Dade County .....	10.00
	140.26
Land Sales — Under Chapter	
14572—Sarasota County .....	350.00
General Lease .....	75.00
Timber Leases .....	26.17
Miscellaneous Lease .....	18.75
Grazing Lease .....	201.60
Mineral Lease .....	18.75
Shell Lease .....	338.05
Sale of Printed Volume of Trust-	
ees Minutes .....	4.00

Everglades Drainage District  
Taxes paid to L. C. Kickliter, TC,  
Martin County, by original  
owners, hence the following  
warrants returned and can  
celled:

Date	No.	Amt.	
3-31-44	209230	\$28.67	
7-15-44	001287	7.07	
7-18-44	001813	2.00	37.74
			<hr/>
Total Receipts for August, 1944.....			21,469.50
			<hr/>
Total .....			\$271,351.97
Less Disbursements for the Month of August.....			1,900.22
			<hr/>
Balance as of August 31, 1944.....			\$269,451.75

DISBURSEMENTS FOR THE MONTH OF  
AUGUST, 1944

Date	Warrant		Amount
1944	No.	Payee	
Aug. 5,	17207	D. S. Weeks, CCC.....	\$ 21.62
	17208	Curtis Byrd .....	25.00
	17209	Edwin R. Williams, Clerk, U. S. District Court.....	46.35
	17210	Lillian Henry .....	25.00
31,	33878	F. C. Elliot.....	328.80
	33879	F. Elgin Bayless.....	294.25
	33880	M. O. Barco.....	151.80
	33881	Jentye Dedge .....	151.80
	33882	H. L. Shearer.....	75.00
	33883	J. B. Lee.....	20.00
	33884	David B. Ericson.....	192.40
	33885	W. B. Granger.....	49.90
	33886	Protective Life Ins. Co., Ralph Newman Agencies .....	2.95
	37233	Comptroller of Florida.....	36.80
	37234	F. Elgin Bayless.....	39.00
	37235	Lamar Warren, AAG.....	130.25
	37236	Woodrow M. Melvin, AAG .....	78.20
	37237	James H. Millican, Jr., AAG .....	3.00

Withholding Tax ..... 228.10

Total Disbursements for the Month  
of August, 1944.....\$ 1,900.22

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND

UNDER CHAPTER 20667, ACTS OF 1941  
FINANCIAL STATEMENT FOR THE MONTH OF  
AUGUST, 1944

Balance as of August 1, 1944.....\$ 29,915.00  
Receipts for the Month of August, 1944..... NONE

Total .....\$ 29,915.00

Disbursements: Date Wt. No. Payee  
7-18-44 2184 J. Edwin Larson,  
ST, Transfer to  
Principal School  
Fund ..... 4,576.25

Balance as of August 31, 1944.....\$ 25,338.75

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296  
FINANCIAL STATEMENT FOR THE MONTH OF  
AUGUST, 1944

Balance as of August 1, 1944.....\$ 11,464.14  
Receipts for the Month..... 43,279.75

Total .....\$54,743.89

Less Disbursements for the Month..... 31,070.65

Balance as of August 31, 1944.....\$ 23,673.24

DISBURSEMENTS FOR THE MONTH OF  
AUGUST, 1944

Date	Warrant		Payee	Amount
1944	No.			
Aug. 2,	15149	Chas. Elmore Cropley, Clerk		
		U. S. Supreme Court.....\$		90.00

Aug. 31,	33887	Ernest Hewitt .....	224.00
	33888	Helen Phillips .....	149.40
	33889	Mary Evans Voss.....	130.40
	33890	J. R. Roberts.....	162.08
	33891	M. O. Barco.....	25.00
	33892	Jentye Dedge .....	25.00
	33893	F. C. Elliot.....	50.00
	33894	Aetna Life Ins. Co.—Ralph Newman Agency .....	2.92
	33895	Vernell Revell .....	128.35
	38380	J. Edwin Larson, ST, Trans- fer to GR .....	30,000.00
		Withholding Tax .....	83.50
<hr/>			
Disbursements for the Month of			
August, 1944 .....			\$ 31,070.65

#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received for lands under Chapter 18296 and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bradford	8-21-44	1
Broward	5-15-44	214
Clay	7- 8-44	1
Clay	7-29-44	1
Gadsden	4- 4-44	1
Gadsden	5- 6-44	2
Gadsden	6-27-44	1
Hendry	6- 9-44	6
Lee	1-25-44	25
Leon	6-14-44	1
Taylor	2-25-44	2
Taylor	3-17-44	2

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

Request was presented for two correction deeds—one in Indian River County and the other in Martin County—with information that they were in order and should be corrected.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the following correction deeds for execution and delivery:

Indian River County Deed No. 409-Cor.—Correction in name of grantee;  
Martin County Deed No. 397-Cor.—Correction in name of grantee.

Upon vote the motion was adopted and so ordered.

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Application was presented from the State Road Department for right of way across Murphy Act land in Hillsborough County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor of the State Road Department in connection with State Road No. 613—Proj. DA-WR-31-A-SRD No. 26, involving NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 16, Township 30 South, Range 18 East. Upon vote the motion was adopted and so ordered.

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Request was presented to the Trustees from City of Sarasota for conveyance of Murphy Act land in Sarasota County, to be used for park purposes.

Upon recommendation of the Secretary, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees convey to the City of Sarasota Lots 11 and 12, Irvington Heights S/D, Sarasota, under provisions of Chapter 21684 upon payment of \$10 which is one-fourth of the 1932 assessed value, the land to be used for public park purposes only. Upon vote the motion was adopted and so ordered.

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Request was presented from D. W. Berry of Pensacola, on behalf of Mrs. Fannie H. Redding, that sale of August 14, 1944—Report No. 33—be approved and bid of Mrs. Redding accepted. Information was furnished that Mrs. Redding claimed to be former owner of the property by

purchase at mortgage foreclosure and had applied to purchase under the Murphy Act in order to receive the award from the Government as a result of condemnation proceedings on Dixie County land.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the matter be referred to the Attorney General for report. Upon vote the motion was adopted and so ordered.

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Request was presented from Orange County for cancellation of tax certificates issued against land owned by the City of Apopka, statement from the Tax Assessor being that the assessment was in error.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees disclaim interest in the following certificates and recommend to the Comptroller that they be cancelled on the ground that no title vested in the State under Chapter 18296:

No. 401 of 1931  
 No. 7092 of 1933  
 No. 407 of 1932  
 No. 7090 of 1933  
 No. 550 of 1930  
 No. 7091 of 1933

Upon vote the motion was adopted and so ordered.

---

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following salaries, expense accounts and miscellaneous bills be approved and the Comptroller authorized to issue warrants in payment therefor:

The Western Union Telegraph Co., Tallahassee \$	5.22
Merritt Brown Company, Jacksonville.....	5.60
Rose Printing Company, Tallahassee.....	145.00
J. F. Cochran, Postmaster, Tallahassee.....	30.00
Woodrow M. Melvin, Ass't. Atty. Gen.....	35.50
Ernest Hewitt, Clerk-Bookkeeper.....	250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk.....	175.00
	173.08

Less Insurance .....	2.92	
M. O. Barco, Sec'y-Clerk Land and Taxes.....		25.00
Jentye Dedge, Sec'y-Clerk Records and Minutes		25.00
F. C. Elliot, Secretary.....		50.00
Lucile J. Kennedy, Clerk.....		108.00
Mildred F. Scott, Clerk.....		120.00
Aetna Life Insurance Co., Ralph Newman		
Agencies .....	2.92	
TOTAL .....		\$1,299.32

Upon motion duly adopted the Trustees adjourned.

J. TOM WATSON,  
Attorney General—Acting Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
September 22, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

Application from W. D. Outman, on behalf of client, Johns Manville Corporation, deferred at the September 19th meeting, was again presented for consideration. The bids submitted by Mr. Outman were on the basis of \$10.00, \$12.50 and \$15.00 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the following described land for competitive bidding:

\$10.00 an acre for land in Sections 3 and 4;  
\$12.50 an acre for land in Sections 5, 9 and 10;  
\$15.00 an acre for Sections, 8, 15, 17, 21 and 22,  
all in Township 43 South, Range 39 East.

Upon vote the motion was adopted and the land ordered advertised.

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Mr. Julius Parker, representing Stevens and Company, stated that his client, Mr. W. L. Stevens, would be in on the 11 o'clock plane and desired to appear before the Board.

Mr. Bayless presented copies of leases issued to Stevens and Company by the States of Alabama and Louisiana for taking shell. The Louisiana lease covered all the bottoms of Lake Pontchartrain, was exclusive for a period of ten years, with option for renewal of an additional 10 years. The Alabama lease was exclusive for two years with option for renewal of additional two years and covered an area in Mobile Bay and Mississippi Sound and tributaries. Bond attached as guarantee of rental payments, and shell to be removed under supervision of the Conservation Commission.

The Trustees received two protests to leasing the area applied for by Stevens and Company, one from Jno. A. Benton of St. Petersburg, and another from Brewton Engineering Company of Panama City. A third protest was presented by Mr. Bourke Floyd, on behalf of the County Commissioners of Franklin County, requesting that the Apalachicola Bay area be excluded should the Trustees agree to grant a lease, for the reason that dredging would be detrimental to the oyster industry in that section. He asked that before definite action was taken that Senator Jay Shuler and members of the Board of County Commissioners be heard.

Governor Holland suggested that if a smaller area could be worked out, excluding Apalachicola Bay, that might take care of the objection from the oyster industry. Mr. Floyd replied that that would be satisfactory; that personally he was not convinced that the shell industry would harm the oyster business, but the Board of County Commissioners seemed to think so and were protesting the inclusion of Apalachicola Bay in any lease for dredging purposes.

Mr. Parker desired his client, Mr. Stevens, to present his case personally and no action was taken pending arrival of Mr. Stevens.

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Upon motion duly adopted the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
September 26, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Upon motion of Mr. Larson, seconded by Mr. Mayo and duly adopted, the Minutes of June 9, July 18 and 25, 1944, were approved.

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Mr. Julius Parker, Attorney of Tallahassee, and Mr. W. L. Stevens of Stevens and Company, of New Orleans, La., came before the Trustees with reference to application heretofore presented for exclusive lease on the coastal area from Apalachicola Bay to the Alabama line. Mr. Parker stated that since the oyster industry around Apalachicola had made objection to leases in that area, Stevens and Company desired to amend their application so as to exclude Apalachicola Bay from their proposal. The proposal now presented covers the coastal areas from San Blas to the Alabama State line, on which a four-year exclusive lease is desired, providing for payment of 7½ cents per cubic yard

for all shell removed and a minimum royalty of \$5,000 annually.

Protest, mentioned at the last meeting as having come to the Governor from Brewton Engineering Company of Panama City, was read. The letter stated that said company had dredged considerable shell from the vicinity of Panama City, mentioning certain roads for which shell had been furnished as well as for other construction in that locality.

Representatives from the City of Apalachicola and the fishing industry in that section were present and thanked the Trustees for receiving their objections and Stevens and Company for excluding the area in Apalachicola Bay.

Governor Holland stated that his only objection to the proposal was to the size of the area and the exclusive feature.

Mr. Stevens explained that the cost of exploring the area and the annual rental would be around \$20,000 per year and without an exclusive contract they would not be justified in expending that much money; that they would be agreeable to having a provision in the contract that no dredging would be done where there were live oyster beds; that dredging would be under the supervision of the Conservation Department of the State.

Upon inquiry from Mr. Watson as to whether the Conservation Department would have authority to exclude any particular area, Mr. Stevens replied that the Conservation Department could exclude any areas it saw fit.

Motion was made by Mr. Watson that the Trustees agree to give exclusive lease for a period of two years, with the preferential right to renew for another two years if no legal objection has arisen from experiences had over that period, provided some form of agreement can be worked out between the attorneys for Stevens and Company and the Trustees attorneys, satisfactory to both parties and that will also protect the shell fishing industry along the coast under the supervision of the Conservation Department. Motion seconded by Mr. Lee and upon vote adopted, Governor Holland voting No.

Mr. Stevens stated that the motion was satisfactory with him, whereupon the Attorney General's office and Mr. Parker, attorney for Stevens and Company, were requested to work out a form of contract for presentation to the Board.

Mr. Bayless again presented request from Crosby and Wartmann of Citra, Florida, for permit to construct a levee across a portion of Orange Lake in Marion County, and stated that in compliance with request from the Trustees September 13th, Mr. Crosby had furnished written consent from all property owners except one. Those signing represent 545 acres and the party not signing owns 16 acres.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant request from Crosby and Wartmann and authorize execution of permit for construction of the levee across a portion of Orange Lake. Upon vote the motion was adopted and so ordered.

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Application was presented from F. L. Rutledge, Belle Glade, Florida, offering \$10 per acre for:

All Section 28 lying North of Bolles Canal, containing 126 acres; SE $\frac{1}{4}$ , S $\frac{1}{2}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of NE $\frac{1}{4}$  and S $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25, containing 300 acres; All Section 36, containing 640 acres, All in Township 44 South, Range 37 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the land for competitive bidding based on the offer from Mr. Rutledge. Upon vote the motion was adopted and so ordered.

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Offer of \$17.50 an acre was presented from T. W. Cone-ly, Jr., on behalf of Mrs. Ashbury Smith, for purchase of the following described marginal land located south of Okeechobee, at the north end of Eagle Bay:

248.60 acres in Section 31, Township 37 South, Range 35 East, Okeechobee County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer of \$17.50 an acre from Mrs. Smith, the price being in line with recent sales. Upon vote the motion was adopted and so ordered.

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Offer of \$17.50 an acre was presented from R. E. Hamrick of Okeechobee, Florida, on behalf of J. E. Whidden, for purchase of 31.82 acres of marginal land adjacent to

upland property owned by Mr. Whidden in Section 4, Township 38 South, Range 35 East, Okeechobee County. Mr. Bayless reported that the land was located between the 17 foot contour and Okeechobee Levee, in the Eagle Bay section, and that the price was in line with recent sales in that area.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer from Mr. Whidden for the land applied for in Eagle Bay section. Upon vote the motion was adopted.

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Application was presented from G. C. Durrance on behalf of T. J. Jones, offering \$17.50 an acre for 11.76 acres of marginal land lying between upland property owned by Mr. Jones and the 17 foot contour of Lake Okeechobee in Section 36, Township 37 South, Range 35 East.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that action on offer from Mr. Jones be withheld pending examination and report by Mr. Bayless. Upon vote the motion was adopted.

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Offer of \$25 an acre was presented from Bill Leedy for the following described land in Highlands County:

Lots 3 and 4 and SW $\frac{1}{4}$ , less Railroad R/W, Section 3, Township 36 South, Range 31 East, containing 189 acres.

Mr. Bayless reported that the land is located on the East side of Lake Istokpoga, has an appraised value of \$100 an acre, and at present time is under grazing lease to M. C. Dopler and William R. Boyd.

Motion was made by Mr. Watson that the Trustees advertise for competitive bidding the land applied for by Mr. Leedy, but not on the basis of offer made by him. Motion seconded by Mr. Lee and upon vote adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$400 from James J. Taylor of Ocala Manufacturing Ice & Packing Company, for N $\frac{1}{2}$  of Lot 4, Section 24, Township 14 South, Range 23 East, containing 44.44 acres in Marion County, but that counter proposal be made to accept \$575.00 for the parcel. Upon vote the motion was adopted and so ordered.

Action was deferred on application from Joe F. Roselle of Miami, Florida, for lease to take seaweed from waters of the State.

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Mr. J. P. Scranton of Houston, Texas, and Mr. Lawrence Truett of Tallahassee, Florida, came before the Board and presented application for one-year extension of Exploration Contract and Option to Lease No. 344 dated October 26, 1943. Check in amount of \$1,000 was tendered as payment for such extension. Information was furnished that Mr. Scranton had done geophysical work on the area covered by contract but owing to conditions over which he had no control had been unable to complete his exploration work; that he had a similar contract from Model Land Company and a lease had been executed covering the interest of such company in the land.

Mr. Bayless reported that he could find nothing in the lease from Model Land Company to J. P. Scranton that would jeopardize the interest of the Trustees in said lands.

Motion was made by Mr. Larson that the Trustees authorize a one-year extension of Exploration Contract and Option to Lease No. 344 for the consideration of \$1,000 tendered by J. P. Scranton. Motion seconded by Mr. Mayo and upon vote adopted. Mr. Watson requested that he be recorded as not voting.

Mr. Bayless submitted a proposed resolution which Mr. Scranton requested adopted for formally incorporating the action of the Trustees.

The Resolution was read, and upon discussion motion was made by Mr. Lee, seconded by Mr. Mayo, that the following resolution be adopted, conditioned upon verification by the Attorney General as to whether or not the resolution accomplished what the Trustees desired to do by motion adopted granting extension of one year:

#### R E S O L U T I O N

WHEREAS, the Trustees of the Internal Improvement Fund of the State of Florida and Joseph P. Scranton entered into an Exploration Contract and Option to Lease, dated October 26, 1943, covering certain lands in Monroe and Dade Counties, Florida; and

WHEREAS, under said Agreement the said Joseph P. Scranton was given for a period of

eleven months from and after the first day of June, 1943, the full and exclusive right and privilege of entering upon said lands described therein, of conducting mineral exploration work and investigations thereon, and of making applications for a lease or leases to be granted in the form attached thereto and marked Exhibit "B," which said lease form required the commencement on or before July 1, 1944, of operations for the drilling of a well; and

WHEREAS, the said Joseph P. Scranton entered upon the lands covered by said Agreement and in good faith caused to be conducted thereon extensive mineral exploration surveys, copies of which have heretofore been furnished the Trustees, but the completion of which within the time required by said Agreement was made impossible because of physical conditions in the area over which he had no control; and

WHEREAS, by an application dated April 28, 1944, the said Joseph P. Scranton requested an extension of the time within which to complete his mineral exploration surveys and to determine whether to make applications for a lease or leases under said Agreement; and

WHEREAS, the Trustees believe that from the work already done by the said Joseph P. Scranton it is to the best interest of the State that such work be completed, that he can and will prosecute same as speedily as can be done and that said Joseph P. Scranton's application for an extension of time as hereinbefore set forth should be granted,

NOW, THEREFORE, BE IT RESOLVED, that for and in consideration of the sum of One Thousand Dollars (\$1,000.00) paid to the Trustees by said Joseph P. Scranton, tender of which payment has been made this day, all of the respective dates and each of them mentioned in said Exploration Contract and Option to Lease and the lease form attached thereto and prior to which the said Joseph P. Scranton was required to exercise any rights or do any act or thing, be and they are hereby extended one year from each such respective date or dates and that all such dates

shall be taken and held for all purposes to be one year from each of the respective dates mentioned in each of said instruments.

BE IT FURTHER RESOLVED that said Exploration Contract and Option to Lease and the lease form attached thereto be and they are hereby so amended.

BE IT FURTHER RESOLVED that this resolution be effective as of April 28, 1944.

Upon vote the motion was adopted and resolution referred to Mr. Watson.

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Mr. Bayless reported that pursuant to action of the Trustees July 26, certain land in Dade County had been advertised for bids to be received September 26, but prior to this date the Civil Aeronautics Administration had applied to lease the S $\frac{1}{2}$  of SE $\frac{1}{4}$  and S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 28, Township 53 South, Range 40 East, 160 acres with option to purchase, and the Trustees had ordered the sale postponed.

Mr. H. A. Wilde of Atlanta, Georgia, representing Civil Aeronautics Administration, was present, also Mr. Lewis Hall of Miami, Florida, representing original applicant. Mr. Hall stated that his client was willing to withdraw his application to purchase the 160 acres desired by the CAA, for use in connection with Trans-Oceanic Radio, but would like to submit a bid on the remainder of the tract.

Mr. Wilde informed the Board that the Civil Aeronautics Administration had purchased the Radio Station from Pan American Airways and it had become necessary to increase the area by acquiring the 160 acres in question and he was authorized to offer \$30 an acre for the land at this time.

In view of notice to parties interested in the sale of the land—that there would be no sale of the land on this date—the Trustees advised Mr. Wilde that they could not make sale of the property at this time but that agreement to lease, without option to purchase, was still in effect.

It was agreed that the question be left open pending further advice from Civil Aeronautics Administration as to whether a lease would be desired or an outright offer to purchase at some future date.

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Mr. Watson reported that the Interstate Oil Compact Commission would hold its Fall quarterly meeting at Oklahoma City on October 5, 6 and 7, 1944, and that the Oil Committee recommended that Mr. Bayless and Mr. Richard Ervin be authorized to attend the meeting.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. F. E. Bayless and Mr. Richard Ervin attend the meeting in Oklahoma as representatives of the Trustees. Upon vote the motion was adopted.

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Letter dated September 15 was presented from Attorney General Watson, with reference to litigation between J. L. McCord and Frank J. Pepper against William G. Blanchard, involving state lands leased by the Trustees for oil exploration, and recommending that the Trustees intervene in the litigation and protect the state's interests in the exploration contract.

Mr. Lewis Hall of Miami, Florida, representing minority stockholders of Virginia Land Company, Belcher Oil Company and other parties, was present and stated that he was intervening in the suit on behalf of his clients and stated what their position was.

After full discussion of the subject, Mr. Watson amended his recommendation and moved that the Trustees authorize the Attorney General to have a representative as an observer at such hearings in this case as might be found advisable in order to protect the interest of the State. Motion seconded by Mr. Mayo and upon vote adopted.

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Letter dated September 20th from Attorney General Watson was presented having reference to Chapter 21784, Acts of 1943, authorizing the Trustees to sell to the City of Pomona, Putnam County, reclaimed marginal lands lying to the lakeward side of Lake Broward. Mr. Watson reported that Mr. Elliot had prepared a plat of the area which was certified to the Trustees July 18th and filed for record in the office of the Commissioner of Agriculture July 20, 1944, and there was no action necessary on the part of the Trustees until an offer was received from the Town of Pomona.

The Secretary was requested to furnish Mr. Thomas B. Dowda, Attorney for the town of Pomona, with copy of

the plat based on which the town might take such action as desired.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted that the following bills be approved by the Trustees and that the Comptroller be authorized to issue warrants in payment therefor:

Supreme Court Filing Fee.....	\$12.00
Clerk Palm Beach County, certifying transcript .....	4.86

### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Broward	6-19-44	665
Citrus	4-11-44	1
Dade	5-10-44	43
Dade	5-19-44	68
Dade	6- 7-44	99
Hernando	9-27-43	4
Hernando	1-17-44	9
Hernando	3- 4-44	13
Hernando	4-17-44	6
Hernando	5-15-44	4
Jefferson	5- 8-44	1
Lake	4-10-44	58
Lake	5- 8-44	56
Lake	6-12-44	48
Lake	7-10-44	75
Lake	3-13-44	5
Lake	2-14-44	1
Lake	8-14-44	151
Manatee	5- 1-44	5
Osceola	6-26-44	85
Pasco	5- 1-44	17
Pinellas	5-23-44	198
Seminole	6-12-44	36
Volusia	5- 1-44	42

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the bids listed and authorize the

issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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The Secretary reported that \$50,000 would be available for transfer to General Revenue from funds under Chapter 18296, and that warrant would be drawn as follows:

TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer,  
For transfer to General Revenue.....\$50,000.00

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Pursuant to action of the Trustees May 9, 1944, check in amount of \$5,439.00 was presented to the Trustees by Martin F. Whelan, Jr., Attorney for the City of Hialeah, together with list of lots and parcels applied for by the City, which the Trustees agreed to convey at a price of \$1 per lot or parcel.

Mr. Whelan stated that the City had worked out an arrangement with Everglades Drainage District to take a quit claim deed conveying the District's equity in the land, and complying with former action of the Trustees the lots would be advertised for public sale by the City.

Mr. Lewis Hall, Attorney for Everglades Drainage District, was present and confirmed the statement of Mr. Whelan as to conveyance of the District's interest.

Mr. Elliot informed the Board that the City of Hialeah was now running an advertisement giving notice that the land would be sold at public sale; that in order to reduce the advertising costs the land would be referred to as all lots in a certain subdivision, or some similar description; that a complete list of all lots would be on file in the office of the Clerk of the Circuit Court and bids would be received on the whole, or on one or more parcels separately.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees carry out agreement with the City of Hialeah as set forth in the Minutes of May 9. Upon vote the motion was adopted.

Governor Holland remarked that as he understood it the City of Hialeah would, prior to sale of any of the lots, advertise such lots at public sale, in whole or in part, in order that an adjacent owner would have opportunity to bid

and purchase a lot adjoining, or that a former owner might recover his property. This was agreed to by Mr. Whelan on behalf of the City.

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Mr. H. O. Brown, Attorney of Lake Butler, Florida, representing J. C. Jones, requested consideration of papers filed in the case of Alachua County sale of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  and NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 19, Township 11 South, Range 19 East, formerly owned by J. C. Jones. Affidavits from the Clerk and the Tax Assessor of Alachua County and protests filed by J. C. Jones as well as photostatic copies of tax receipts from Alachua County, were reviewed by the Trustees, also letter from the Attorney General on the question of second protest.

The Trustees were of the opinion that J. C. Jones had attempted to pay his taxes on this property and thought he had done so, and that he should be entitled to have the certificates certified under the Murphy Act cancelled upon payment of the taxes omitted.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees enter disclaimer of interest in certificates No. 1220 of 1932 and No. 656 of 1935 and recommend to the Comptroller that J. C. Jones be allowed to pay the taxes delinquent on the above described property and have such certificates cancelled if subject to cancellation under the Laws. Upon vote the motion was adopted and so ordered.

Comptroller Lee stated that he thought the proper disposition of the case should be the cancellation of the certificates.

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Mr. Thomas B. Dowda of Palatka, Florida, submitted a certified copy of resolution adopted by the County Commissioners of Putnam County recommending that sale of Lot 8, Block 162, City of Palatka, be sold to the Trustees Society of Pioneer Lodge No. 23 I. O. O. F., at a price of \$25. Statement was made that the lot was acquired by the Lodge in May, 1934, but there was an outstanding tax sale certificate of 1933, which vested title in the State under Chapter 18296.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the advertisement of the lot for a period of five days with a base bid of \$25.00. Upon vote the motion was adopted and so ordered.

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Mr. James H. Millican, Jr., and Mr. Thos. B. Dowda of Palatka, Florida, presented affidavits from Mr. Dowda and from Mr. L. E. Tenney, Tax Assessor of Putnam County, as to double assessment or overlapping description covering Blocks 24, 25 and 33 of Huntington Subdivision, located in Section 22, Township 12 South, Range 27 East, containing approximately 60 acres in Putnam County. Mr. Millican explained that the affidavit of Mr. Dowda places a value on the land of \$1 per acre and submits an offer in that amount from the former owner, L. Knabb, to have the land advertised for sale.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize advertisement of the land applied for with a base bid of \$1 per acre. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
October 3, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.

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The Secretary presented Minutes of the Board for approval. Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve Minutes of July 11, August 1, 2, 8, 15 and 24, 1944, as presented. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees July 26, agreeing to advertise for objections an area in New River Sound applied for by Broward County Port Authority, upon acceptable survey being furnished to the Trustees, and such survey having been made and plat submitted, the following Notice was published in the Daily News, Fort Lauderdale, Florida, in the issues of September 4, 11, 18, 25 and October 2, 1944:

## N O T I C E

Tallahassee, Florida, August 31, 1944

NOTICE is hereby given that the Trustees of Internal Improvement Fund of the State of Florida will offer for sale, subject to objections only, at Tallahassee, Florida, at 12:00 o'clock NOON, October 3rd, 1944, the following described lands in BROWARD COUNTY, Florida:

All that part of New River Sound lying between the Westerly Line of Government Lot 6, in Section 13, Township 50 South, Range 42 East in Broward County, Florida and that 349.6 westerly feet of said New River Sound sold to Rachel T. Beaty, Roberta S. B. Horton and Ruth R. Stadler by the Trustees of Internal Improvement Fund and recorded in Deed No. 18891 as of March 27, 1944, and which part lies between the south line of said Section 13 and a line parallel to and 960 feet North of the South Line of said Section 13; the above mentioned line of Government Lot 6 being as shown in the record of the Survey of said Township 50 South, Range 42 East by the Deputy Surveyor General in the Year 1870 and recorded in the Surveyor General's Office, Tallahassee, Florida, as of November 30, 1870,

(Exact description to be furnished with deed)

All that part of New River Sound lying between Government Lots 1 and 2 in Section 24, Township 50 South, Range 42 East in Broward County, Florida, and which said part lies between the North Line of said Section 24 and a line parallel to and 540 feet South of the said North Line of Section 24; the lines of the above mentioned Government Lots 1 and 2 being as shown in the record of the Survey of said Township 50 South, Range 42 East by the Deputy Surveyor General in the year 1870 and recorded in the Surveyor General's

Office, Tallahassee, Florida, as of November 30, 1870;

(Exact description to be furnished with deed)

This Notice is published in compliance with Sections 270.08, 270.09, Florida Statutes 1941.

By Order of the Trustees of Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTES: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Mr. Elliot reported that written objections to the sale had been filed with the Land Department by J. A. Fitzsimmons, Attorney for Rachel T. Beaty, Roberta S. B. Horton and Ruth R. Stadler. Also that he had received a telephone call this morning from R. R. Saunders, Attorney for Broward County Port Authority, amending the application of the Port Authority to include only the area between the North and the South jetties, including the jetties.

Mr. Fitzsimmons was present and submitted the protest of his clients verbally as well as in written form, setting forth 12 grounds for protest, among which was the contention that his clients as riparian owners were entitled to purchase areas adjacent to their upland, which they would be deprived of doing should sale of the entire area advertised be made to the Port Authority.

Upon being asked if his clients would have any objection to sale of that part of the land advertised according to the amended application which includes only the area lying between the north and the south boundaries of the jetties, Mr. Fitzsimmons stated that he would withdraw objections to anything between the jetties covered by the original description.

Mr. J. W. Hamm of Fort Lauderdale, Florida, owner of Inlet Beach, was present and explained the controversy in connection with his holdings in New River Sound as owner of Government Lot 6 of Section 13 and part of Government Lot 1 in Section 24, both in Township 50 South, Range 42 East.

Mr. Hamm also explained that while Broward County Port Authority had amended its application to purchase

only the area lying between the two jetties, they were in need of a strip along the outside of North jetty and a similar strip along the outside of the South jetty for repair and maintenance purposes and he hoped the Trustees would grant them an easement to a 75 foot strip in addition to sale of the parcel applied for.

Mr. Fitzsimmons and Mr. Hamm both furnished information as to their respective equities and claims in that area and the outcome of court action on title to certain parcels.

Governor Holland was of the opinion that the Trustees should act on the amended application from Broward County Port Authorities but hold up action on the granting of easement until definite information was received from the Port Authority as to what their needs along that line would be. He asked if either of the parties would have any objection to the granting of an easement covering the strip as suggested by Mr. Hamm and record being made in the Minutes. Mr. Fitzsimmons and Mr. Hamm, both on behalf of clients, stated they would have no objection to an easement being granted Broward County Port Authority of a strip 60 or 75 feet wide adjacent to the outside line of the North and South jetties, regardless of which party gets title to the land.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees confirm sale to Broward County Port Authority of that part of the land described in the notice included within the North edge of the North jetty and the South edge of the South jetty, sale to be at the price of \$150 an acre.

Mr. Fitzsimmons later came before the Board and asked that the action of the Court be reviewed by the Trustees; that prior to Notice of the proposed sale to the Port Authority his clients had filed an application with the Land Department for the north 2.3 acres of the land advertised and deposited check for the purchase price; that since the Port Authority had withdrawn its application to this parcel, he would like the Trustees to give consideration to offer from his clients.

Governor Holland expressed the opinion that the Trustees should not take any action as to sale of the land involved in litigation pending decision of the Court, which opinion was concurred in by other members, and no action was taken on Mr. Fitzsimmons' application.

Comptroller Lee asked to be excused from further attendance at the meeting.

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Application was presented from Florida Inland Navigation District for permission to use a spoil area in Dumfoundling Bay, in the North end of Dade County. Information from Mr. Bayless was that the request was in line with similar grants made by the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to grant request of Florida Inland Navigation District to use the spoil area designated as "MSA-D-1-A", being a parcel 700 feet wide beginning from Station 633 of the center line of the United States Engineer channel and extending southwestwardly to Station 651, said parcel lying in the open waters of Dumfoundling Bay, within the extended boundaries of Fractional Section 2, Township 52 South, Range 42 East, containing 28.93 acres in Dade County. Upon vote the motion was adopted and easement authorized executed.

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Offer of \$8,000 was presented from E. N. Claughton of Miami, Florida, for 16.93 acres of sovereignty land adjacent to Burlingame Island which is owned by his company. The parcel lies just off-shore from Brickell Point, south of Miami, in Biscayne Bay.

Motion was made by Mr. Larson, seconded by Mr. Mayo, to advertise the land for competitive bids and objections. Upon vote the motion was adopted and so ordered.

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Request was submitted from the United States Department of Commerce with offer of \$160 annually for five year lease on,

S $\frac{1}{2}$  of SE $\frac{1}{4}$  and S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 28,  
Township 50 South, Range 40 East, containing  
160 acres in Dade County.

The application recited that a firm offer to purchase the land would be made to the Trustees at a later date.

Information was furnished that this was the same parcel of land involved in application from client of Mr. Lewis Hall, but later excluded from the application.

Motion was made by Mr. Mayo, seconded by Mr. Larson,

that the Trustees accept offer of \$160 annually and authorize five-year lease in favor of the U. S. Department of Commerce, covering the land described. Upon vote the motion was adopted and lease ordered executed.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that action be deferred on application from Clifford A. Payne of Jacksonville, Florida, with offer of \$75 for purchase of

Fractional Sections 19 and 20, Township 1 South,  
Range 28 East, Duval County,  
pending examination and report by the Land Clerk. Upon vote the motion was adopted and so ordered.

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Amended application was presented from R. E. Skinner, pursuant to action of the Trustees September 13th on request for oil and gas lease covering the reserved interest of the State in land in Hillsborough and Pinellas Counties.

Mr. Skinner having complied with the suggestion of the Trustees, motion was made by Mr. Mayo, seconded by Mr. Larson, that five-year oil and gas lease be authorized covering the reserved interest of the State in 435 acres in Sections 9, 10, 12 and 22 of Township 27 South, Range 16 East, and in Sections 30 and 32, Township 27 South, Range 17 East, payment to be at the rate of twenty-five cents (25c) per acre annually. Upon vote the motion was adopted.

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The Trustees deferred action on request from K. W. Kerr in connection with foreclosure of Mortgage No. 17534 involving Pinellas County land.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received for lands under Chapter 18296 and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	5-24-44	38

Baker	9-22-43	3
Baker	9-20-44	2
Bradford	3-13-44	13
Escambia	6-12-44	3
Hendry	8-18-44	4
Marion	5- 1-44	43
Martin	4-10-44	9
Martin	5-22-44	25
Martin	6- 5-44	7
Martin	6-12-44	6
Martin	6-19-44	4
Palm Beach	5-12-44	75
Pinellas	5-12-44	95
Polk	6-30-44	53
Putnam	7- 1-44	29
Putnam	8- 5-44	32
Putnam	9- 2-44	27
St. Johns	7- 8-44	53
Suwannee	6-19-44	13
Volusia	1- 3-44	2
Volusia	2- 7-44	7
Volusia	6- 5-44	55
Washington	5-10-44	4

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Application was presented from the War Department for permit to use Murphy Act land as a bivouac camp for a period of three months.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees execute permit in favor of the United States for a period of three months from July 1, 1944, covering land in Townships 21, 22 and 23 South, Range 17 East—Hernando County—and in Township 20 South, Range 17 East—Citrus County. Upon vote the motion was adopted and so ordered.

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Mr. Elliot reported that a number of applications had been received to purchase land on which the United

States held lease for military purposes and the policy of the Board had been to decline applications of this kind, except in a few instances where the applicant agreed to take deed subject to the lease. The Secretary recommended that sales be allowed for lands under lease to the United States where the applicant agrees to have reservation in the deed "Subject to United States Lease."

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the recommendation of the Secretary and adopt it as the action of the Board. Upon vote the motion was carried.

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The Secretary reported that in April of this year the Trustees authorized permit in favor of Gulf Power Company for right of way through Murphy Act land in Okaloosa County but permit was not consummated. The Company now desires to complete the transaction and has deposited check for \$79.64, or \$1.00 per rod for right of way 100 feet wide.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of the Permit in favor of Gulf Power Company of Pensacola, Florida, providing for right of way 100 feet wide through the following described land:

E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 14, Township 3 North,  
Range 22 West, Okaloosa County—Cert. No. 1607  
of 1933.

Upon vote the motion was adopted and so ordered.

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Application was submitted from A. B. Edwards of Sarasota, Florida, for grazing lease in favor of E. L. Locklear on Murphy Act land in Sarasota County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to lease the

SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 27, Township 36 South,  
Range 18 East—40 acres,

for a period of one year upon payment of \$10.00, said lease to contain the provision that the land shall be subject to sale at any time. Upon vote the motion was adopted.

The Trustees deferred action on application from City of Branford for conveyance of Lots 8, 9, 10, 11—Block 28—Branford—in Section 17, Township 6 South, Range 14 East, Suwannee County, and request was ordered held for full membership to be present.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, to decline offer of 50 cents an acre for release of oil, gas and mineral reservations reserved by the Trustees in Volusia County Deed No. 1524 in favor of F. M. Ford. Upon vote the motion was adopted and the offer not accepted.

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Mr. Elliot reported that the Trustees owned the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 4, Township 29 South, Range 19 East—10 acres in Hillsborough County—title to which came under Chapter 14572, Acts of 1929. State and County tax certificates were issued against this property in 1927 and 1933, and were certified to the State under Chapter 18296 of 1937. It is recommended that the State disclaim title under the Murphy Act and request the Comptroller to cancel the certificates.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees disclaim interest in

Certificate No. 5411 of 1927

Certificate No. 14963 of 1933

covering the land described, and recommend to the Comptroller that said certificates be cancelled on the ground that title to the land is in the Trustees under Chapter 14572 of 1929. Upon vote the motion was adopted.

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Request was presented from E. L. Ricou that the Trustees allow advertisement of 21 parcels of land in Section 4, Township 38 South, Range 41 East—Martin County—with a base bid of \$250. It was stated that the applicant is former owner, that the 1932 assessed value was based on boom-time prices of the subdivision, and that the Clerk of the Circuit Court recommends that the request be granted.

Motion was made by Mr. Mayo that the Trustees authorize the Clerk to advertise the parcels for sale with

a base bid of \$250. Motion seconded by Mr. Larson and upon vote adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to accept \$2.50 from A. J. Harnage and wife for the  $W\frac{1}{2}$  of  $NW\frac{1}{4}$  of Section 16, Township 20 South, Range 26 East—Lake County—Report No. 55. Upon vote the motion was adopted.

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Request was presented from J. W. Jones that protest be allowed to sale of January 10, 1944—Report No. 44, Charlotte County, at which General Securities Company was high bidder for  $NE\frac{1}{4}$  of Section 26, Township 41 South, Range 21 East. Information was furnished that the original bid was held up for some time as the offer was less than \$1 per acre. Later, in June, the former owner took up with the Clerk of the Circuit Court the matter of clearing title to this land which was also described as Farm Tracts 5 to 12 and 21 to 28 and found that it had been sold under another description. He asked that protest be allowed so that he might have opportunity to bid the property in.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize allowance of protest as requested by Mr. Jones, provided the amount necessary for re-advertisement and costs is deposited with the Clerk immediately. Upon vote the motion was adopted and so ordered.

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The Secretary reported that the Comptroller had transmitted for consideration of the Trustees applications from Clerks of the Circuit Courts of various counties, requesting cancellation of tax sale certificates, all of which had been certified to the State under Chapter 18296, Acts of 1937.

Upon examination of the list of certificates, motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that based on statements made by the Clerks the Trustees of the Internal Improvement Fund disclaim interest in the following certificates, the opinion being that they evidence no title in the State under Chapter 18296:

## BAY COUNTY

Ctf. No. Pt. 2426—1927  
 Pt. 8378—1933  
 4026—1933

## COLUMBIA COUNTY

Ctf. No. 1441—1932  
 Ctf. No. 1632—1933  
 Ctf. No. 10—1929  
 Ctf. No. 443—1931  
 Ctf. No. 587—1932  
 Ctf. No. 49—1910

## DADE COUNTY

Ctf. No. 11978—1927  
 Ctf. No. 10069—1931  
 Ctf. No. 40717—1933  
 Ctf. No. 4884—1929  
 Ctf. No. 35126—1933

## DESOTO COUNTY

Ctf. No. Pt. 1216—1927

## GADSDEN COUNTY

Ctf. No. 1239—1933  
 Ctf. No. 365—1934  
 Ctf. No. 71—1914

## HAMILTON COUNTY

Ctf. No. 21—1914  
 Ctf. No. 176—1933

## HARDEE COUNTY

Ctf. No. 963—1929  
 Ctf. No. 1554—1933  
 Ctf. No. 613—1933  
 Ctf. No. 3745—1933

## HERNANDO COUNTY

Ctf. No. 750—1933  
 Ctf. No. 556—1926  
 Ctf. No. 544—1926

## HILLSBOROUGH COUNTY

Ctf. No. 4329—1929  
 Bal. 7129—1930  
 Bal. 14945—1933

## INDIAN RIVER COUNTY

Ctf. No. 2065—1929

## LEE COUNTY

Ctf. No. 1859—1933

## LIBERTY COUNTY

Ctf. No. 46—1908  
 Ctf. No. 278—1919  
 Ctf. No. 282—1919  
 Ctf. No. 285—1919  
 Ctf. No. 195—1920  
 Ctf. No. 199—1921  
 Ctf. No. 200—1921  
 Ctf. No. 154—1926  
 Ctf. No. 160—1926  
 Ctf. No. 162—1926  
 Ctf. No. 165—1926  
 Ctf. No. 266—1933  
 Ctf. No. 267—1933

## NASSAU COUNTY

Ctf. No. Pt. 121—1912  
 Ctf. No. Pt. 185—1913

## OKALOOSA COUNTY

Ctf. No. 677—1929  
 Ctf. No. 888—1933

## OSCEOLA COUNTY

Ctf. No. 694—1926

## PINELLAS COUNTY

Ctf. No. Pt. 9015—1927  
 Ctf. No. Pt. 11833—1928

## PUTNAM COUNTY

Ctf. No. 616—1916  
 Ctf. No. 832—1919  
 12016A—1933  
 Ctf. No. Pt. 395—1928

## ST. JOHNS COUNTY

Ctf. No. 935—1930  
 Ctf. No. 3326—1933

## ST. LUCIE COUNTY

Ctf. No. 5207—1933

## SARASOTA COUNTY

Ctf. No. 768—1930

Ctf. No. 12773—1933

Ctf. No. 2163—1931

## SUMTER COUNTY

Ctf. No. Pt. 216—1894

Ctf. No. 2575—1928

Ctf. No. 891—1928

Ctf. No. 703—1929

Ctf. No. 3143—1933

Ctf. No. 493—1920

Ctf. No. 301—1926

Ctf. No. 4712—1933

## SUWANNEE COUNTY

Ctf. No. 31—1896

Ctf. No. 58—1898

Ctf. No. 52—1899

Ctf. No. 44—1900

Ctf. No. 264—1915

## WAKULLA COUNTY

Ctf. No. 132—1933

Ctf. No. 32—1924

## WASHINGTON COUNTY

Ctf. No. Pt. 653—1931

## HIGHLANDS COUNTY

Ctf. No. 1689 of 1930

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot, Secretary.

Tallahassee, Florida,  
October 17, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. M. Lee, Comptroller.

Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.

F. E. Bayless, Land Clerk.

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Mr. J. R. McClure, Secretary to the Governor, informed the Board that Mr. Evans Crary had called in connection with application from Sperti, Inc. for lease on an area in Indian River and St. Lucie River from which they desire to take seaweed for agar agar. It was requested that action be taken on the application as the company desired to start construction of a plant estimated to cost approximately \$100,000.00; that their plans were to have a laboratory in that area and investigate the possibilities of re-planting the seaweed; that they agreed to guarantee the Trustees \$1.00 per dry ton with a minimum annual royalty of \$500.00.

Mr. Bayless presented letter from the Attorney General dated October 16, 1944, to which was attached proposed form of lease to Sperti, Inc., which lease follows the form of lease used by the State of California for granting the privilege of taking kelp from the waters of the State. The proposed lease to Sperti, Inc. would grant a ten (10) year non-exclusive privilege to harvest seaweed at a price to be determined by the Trustees, but with minimum rental of \$500 annually; a provision for seaweed to be harvested from water not over a depth to be decided by the Trustees, and subjecting lessees operations to rules and regulations of the Conservation Department and the Game and Fresh Water Fish Commission. The Attorney General called attention to other clauses in the lease form among which were a cancellation provision and posting of \$1000 performance bond.

Discussion was had as to lease form submitted and also certain protests to exclusive feature of lease on area applied for, at the conclusion of which Mr. Lee moved that the Trustees authorize ten-year exclusive lease in favor of Sperti, Inc., covering an area of approximately eighteen miles along the Indian and St. Lucie Rivers, with a guaranteed payment of \$1 per dry ton and a minimum royalty

of \$500 annually. Motion seconded by Mr. Mayo and upon vote adopted.

Mr. Bayless reported that a quorum was not present October 10, on which date land in Broward County applied for by J. W. Hamm was advertised for sale subject to objections; that the following Notice was published in the Fort Lauderdale Daily News on September 11, 18, 25, October 2 and 9, 1944:

### NOTICE

Tallahassee, Florida, September 7, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale, subject to objections only, at Tallahassee, Florida, at 12:00 o'clock NOON, October 10th, 1944, the following described lands, in BROWARD COUNTY, Florida:

"Description based upon Government Plat of Township 50 South, Range 42 East. Area described is one-half the area between the East and West Meanders of New River Sound within North and South limits shown.

Commence at M. C. on N. Boundary of Section 24 of Township 50 South, Range 42 East at NW Corner of Government Lot 1;

thence S. 6° W. 330 feet along Government Meander to P. O. B.

From P. O. B.

thence West 320.10 feet;

thence South 5° West 1650 feet;

thence South 4° 30' West 1452 feet;

thence East 278.52 feet to Government Meander West side of Lot 6;

thence along Government Meander North 5° East , 1452.66 feet;

thence North 6° East, 1653.96 feet to P. O. B. Containing 21.02 acres."

This NOTICE is published in compliance with Sections 253.12 and 253.13, Florida Statutes 1941.

The Trustees of the Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER OF THE Trustees of the Internal Im-

provement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary.

Trustees I. I. Fund.

No objections were filed to the sale and the bid of \$150 an acre from Mr. Hamm was the only offer made.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that sale be consummated in favor of J. W. Hamm for the land described in Notice. Upon vote the motion was adopted.

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Pursuant to application from Joe E. and Ernest Durance of Lake Placid, Florida, the Trustees authorized land in Highlands County advertised for competitive bidding and the following Notice was published in the Avon Park Sun on September 16, 23, 30, October 7 and 14, 1944:

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### NOTICE

Tallahassee, Florida, September 14, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, October 17th, 1944, the following described land in HIGHLANDS COUNTY:

$E\frac{1}{2}$  of  $SE\frac{1}{4}$  and  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$ , Section 14,  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$ , Section 23, less 660 foot strip along the East boundary of said sections, Township 37 South, Range 30 East, containing 120 acres, more or less.

This Notice is published in compliance with Section 270.07, Florida Statutes 1941.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary.  
Trustees I. I. Fund.

Offer of \$15 an acre from applicants was the only bid received.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the offer of \$15 an acre be accepted for the land in Highlands County.

Upon vote the motion was adopted.

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Offer of \$600 was presented from Odenbach Holding Company for approximately 12,000 cubic yards of material to be dredged from Dumfoundling Bay, in the north end of Dade County. The material will be removed in the dredging of a channel adjacent to the company's holdings and will be deposited on their upland property.

Motion was made by Mr. Mayo, second by Mr. Lee, that the Trustees accept offer from Odenbach Holding Company for the dredged material in Dumfoundling Bay. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer of \$100 from Richard D. Morales, on behalf of Chief Petty Officer Victor Louis Barothy, for a small sovereignty island in Section 22, Township 63 South, Range 37 East—Monroe County—located in the vicinity of Windley Key. Upon vote the motion was adopted and the request denied.

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The Trustees ordered held for the full membership to be present, the offer of \$1500 from J. P. Walker for purchase of Little Conch Key, Monroe County.

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Application was presented from L. A. Smith of Apalachicola, Florida, to purchase deadhead timber to be salvaged from Apalachicola River. He offered \$3.50 per thousand for pine and \$5 per thousand for cypress timber, which he states will be manufactured into lumber at his mill located on the river.

Motion was made by Mr. Mayo that the offers be declined for the timber, and that counter proposal be made to sell all logs at a price of \$5 per thousand feet. Motion seconded by Mr. Lee and adopted.

Offer of \$15 an acre was presented from Roscoe Lee Braddock of Belle Glade, Florida, for land in Palm Beach County described as:

W $\frac{1}{2}$  of Section 33, Township 44 South, Range 38

East, containing 320 acres.

The land is located about eight miles southeast of Belle Glade and West of Hillsborough Canal.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that offer of \$15 an acre be accepted for the land described, the Trustees being of the opinion that some consideration was due Mr. Braddock on account of the valuable work he has done in that locality. Upon vote the motion was adopted and so ordered.

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Request was presented from Alvin Cassell of Miami, Florida, representing the Probus Club, for renewal of fishing campsite Lease No. 236 for a period of one year upon payment of \$25.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the request be granted and the lease renewed for one year upon payment of \$25.00. Upon vote the motion was adopted and so ordered.

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Request was presented from Lt. Joe T. Boynton that payments be extended until his release from the Army on his land sale Contract No. 18844 dated September 3, 1943, involving all of Section 3, Township 43 South, Range 38 East, containing 640 acres in Palm Beach County.

Mr. Bayless informed the Board that Lt. Boynton had made all payments through September 1944, but owing to his induction into the service will not be in position to meet this obligation any further.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees extend his payments for one year and at the end of that period if he is still in the service additional extension may be requested. Upon vote the motion was adopted.

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Offer of \$5 an acre was submitted from Austin and Rosa Lee Pearce of Okeechobee, Florida, for

Lots B and C, of Section 5, Township 38 South,

Range 34 East, containing 282.20 acres in Glades County,

the said land being located about six miles from the Lake on the south side of Kissimmee River, and appraised by the State at \$5 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept offer of \$5 an acre from applicants. Upon vote the motion was adopted.

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Application was presented from T. W. Conely, Jr., on behalf of Nathan Holmes, with offer of \$20 an acre for marginal lands lying adjacent to Lots 1 to 7, inclusive, Block 10, subdivision of Sections 24 and 25, Township 38 South, Range 36 East, containing approximately 17 acres in Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept offer from Mr. Conely for the lands described. Upon vote the motion was adopted and so ordered.

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Application was presented from Aaron Driggers of Lorida, Florida, offering fifteen cents (15c) an acre per annum for five-year grazing lease on the W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 11, Township 35 South, Range 30 East, Highlands County.

Mr. Bayless stated that the land is located north of Lake Istokpoga and the State has been receiving twenty-five cents an acre for similar leases.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer made by Mr. Driggers, and make counter proposal to lease the area at a price of twenty-five cents per acre annually. Upon vote the motion was adopted and so ordered.

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Two requests were presented from J. P. Scranton for leases under the terms of Exploration Contract and Option to Lease No. 228, together with two checks in amount of \$500 each in payment for such leases.

Mr. Bayless reported that the areas have been checked by Mr. Elliot and the lease forms are in conformity with the exploration contract. Resolution was presented provid-

ing for carrying out the terms of the contract.

Motion was made by Mr. Mayo, seconded by Mr. Lee and duly carried, that the following Resolution be adopted by the Trustees of the Internal Improvement Fund:

### RESOLUTION

WHEREAS, on February 27, 1943, the Trustees of the Internal Improvement Fund of the State of Florida entered into a certain Exploration Contract and Option to Lease with William G. Blanchard covering certain lands in South Florida described therein as Contract Lands; and

WHEREAS, the said William G. Blanchard did on March 3, 1943, with the express consent of said Trustees, assign to J. P. Scranton of Harris County, Texas, an undivided three-fourth interest in and to said Exploration Contract, under the terms of which assignment the said J. P. Scranton was expressly authorized and empowered to make applications for and to be issued oil, gas and mineral leases on said contract lands; and

WHEREAS, the said J. P. Scranton has delivered to the Trustees, (a) written requests dated October 16, 1944, for the execution and delivery of two oil, gas and mineral leases covering portions of said contract lands, and (b) two checks payable to the Trustees or order in amount of Five Hundred Dollars (\$500.00) each; and

WHEREAS, the said J. P. Scranton has fulfilled all the obligations and conditions requisite to the execution and delivery to him of the oil, gas and mineral leases so requested upon the lands therein described pursuant to the terms of said Exploration Contract and Option to Lease,

NOW, THEREFORE, BE IT RESOLVED, that the Trustees of the Internal Improvement Fund of the State of Florida do hereby expressly approve the aforesaid written requests made by J. P. Scranton and do hereby grant the said J. P. Scranton oil, gas and mineral leases on the lands therein described.

BE IT FURTHER RESOLVED that the two oil, gas and mineral leases so requested shall be

promptly prepared, executed and delivered to the said J. P. Scranton, which said leases shall be in the form of and contain the terms and provisions of the lease form attached as Exhibit "A" to the aforesaid Exploration Contract and Option to Lease.

**DONE AND ORDERED** at Tallahassee, Florida, this the 17th day of October, A. D. 1944.

Mr. Doyle E. Carlton and Mr. H. P. Pressler, representing Humble Oil & Refining Company of Houston, Texas, came before the Trustees with reference to form of lease furnished them by Mr. Richard Ervin, Assistant Attorney General, for carrying out the terms of Chapter 20667, Acts of 1941. They explained that the form of lease did not comply with the Statutes for "Producers Standard Form No. 88" lease. Request was made that lease form No. 88 be used; that four leases of 10,000 acres each be prepared with no bonus, rental or royalty to be paid for the five-year period unless oil is encountered prior to that time; that it is agreeable with the Company that a paragraph be included in the leases providing for rental of ten cents (10c) per acre annually, after expiration of the five-year period, as long as the leases are maintained by drilling operations, or in the event oil is found, in which case the royalty payments begin and rental payments cease.

Mr. Carlton stated that they had not had opportunity to discuss the matter with the Attorney General since they received the form of lease, but understood from Mr. Ervin that it was prepared in accordance with the suggestions of the Governor and Attorney General.

The Members expressed their views on the subject, after which motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees authorize the four leases as requested by Humble Oil & Refining Company according to the terms of the Law, and after the five-year period that rental as agreed to by the Company and Trustees be applicable, and that the Attorney General's office be requested to prepare leases for execution.

Mr. Elliot presented the following report on his recent visit to the site of the well to be drilled by O. D. Robinson on lands under lease to J. P. Scranton:

"Tallahassee, Florida,  
October 5, 1944.

Trustees of the Internal Improvement Fund  
Capitol Building

Re: LOCATION AND OPERATIONS  
SCRANTON PROPOSED WELL

Gentlemen :

In pursuance of request from Mr. J. P. Scranton and in accordance with direction from Trustees of the Internal Improvement Fund September 12th that I visit the site where well for oil is planned to be drilled by O. D. Robinson (Benedum Interests) on lands under lease to J. P. Scranton and report on location and operations, I advise as follows as of September 29, 1944, date of my inspection.

1. LOCATION

In Barnes Sound approximately 650 feet southwesterly from shore line as marked by edge of mangrove swamp and 830 feet southwesterly at right angles to center line of State Road 4A from a point on said Road, which said point is 1,538 feet southeasterly along Road from southeast end of drawbridge across Florida Intracoastal Waterway connecting Card and Barnes Sound about 2 miles south of the north boundary of Monroe County. Exact description is as follows:

“Beginning at a point in the center line of the roadway and draw span of the bridge connecting Barnes Point, on Key Largo, with the mainland, thence in a southeasterly direction along the center line of said bridge (base line) a distance of 629.32 feet to the end of the bridge, thence left five degrees thirty nine minutes and thirty second along the center line of the road a distance of 711.92 feet to a point; thence left twenty-seven degrees forty-nine minutes and forty-five seconds along said road 282.35 feet to a point; thence right twenty-seven degrees 19 minutes and 37 seconds along center line of said road a distance of 543.54 feet to a point; thence in a southwesterly direction at right angles to the last described call and to said road a distance

of 830 feet to the location of proposed well in a small Bight in Barnes Sound."

The above description agrees with that appearing in a permit issued by the War Department for the approach and operating structure.

Well location is within an area comprising that part of a larger area described in Oil Exploration Contract No. 228 granted by Trustees to W. G. Blanchard on February 27, 1943, which said part was assigned by Blanchard to J. P. Scranton, and gas, oil and mineral lease was issued by Trustees to Mr. Scranton as to certain areas described therein including Barnes Sound, within which is the well location referred to.

## 2. OPERATIONS

Work required under Contract is in progress as preliminary to drilling operations. Work had begun on an approach structure from the land at edge of State Road No. 4A extending into the waters of Barnes Sound. The structure will consist of wooden deck 12 feet wide resting on stringers and beams supported on foundation piles and a platform at the outer end for support and as a part of the derrick and drilling rig five piling bents have been driven and capped. Pile driver ample for the work, and other equipment was in position. It is estimated that sixty to seventy days will be required to complete. Drawings showing the structure in process of erection are attached.

Very truly yours

/s/ F. C. ELLIOT

Engineer and Secretary

e/p

attachments

Mr. Elliot stated that he had furnished Mr. Scranton with certificate to the effect that the location of the well was on the leased premises.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that report of Mr. Elliot be accepted and approved. Upon vote the motion was adopted and the report ordered filed.

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The Secretary reported that the Attorney General had examined the resolution adopted September 26, 1944, granting extension of the J. P. Scranton contract, and advised that said Resolution was in agreement with the motion of the Trustees of that date.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees confirm action taken September 26th, adopting Resolution extending the agreement with Mr. Scranton. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Lee, seconded by Mr. Mayo and duly adopted, that the following salaries, expense accounts and miscellaneous bills be approved and the Comptroller authorized to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary.....	\$ 400.00
F. Elgin Bayless, Chief Clerk Land	
Office .....	\$350.00
Less Insurance .....	2.95
	<hr/> 347.05
M. O. Barco, Secty.-Clerk Land & Taxes.....	175.00
Jentye Dedge, Secty.-Clerk Records & Minutes.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Guard Timber Tract.....	20.00
David B. Ericson, Ass't. Geologist.....	250.00
W. B. Granger, Rent Agent.....	50.00
Protective Life Insurance	
Ralph Newman Agencies.....	2.95
F. Elgin Bayless.....	66.50
R. W. Ervin, Jr., Asst. Atty. Gen.....	66.50
D. Fred McMullen, Asst. Atty. Gen.....	58.50
Southeastern Telephone Company,	
Tallahassee, Florida .....	7.75
E. B. Leatherman, C.C.C., Dade County.....	1.35
Panama City News-Herald, Panama City.....	4.00
Glades County Democrat, Moore Haven.....	7.58
Standard Oil Company, Jacksonville.....	4.19
State Road Department of Florida, Tallahassee.....	3.00
Comptroller, State of Florida.....	15.35
	<hr/>
TOTAL .....	\$1,729.72

Financial Statements for the month of September are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH OF  
SEPTEMBER

UNDER CHAPTER 610

Balance as of September 1, 1944.....\$269,451.75

RECEIPTS FOR THE MONTH

Land Sales—Chapter 14572—

Martin County .....	3,871.00
Timber Leases .....	18.60
Grazing Leases .....	338.03
Sand, Shell and Gravel Leases.....	2,103.82
Mineral Lease .....	18.75
Fishing Campsites .....	75.00
Interest payment on No. 18643.....	1.29

Total Receipts for September, 1944..... 18,626.64

TOTAL .....\$288,078.39

Less Disbursements for the month of September, 1944 ..... 6,182.05

Balance as of September 30, 1944.....\$281,896.34

DISBURSEMENTS FOR THE MONTH OF  
SEPTEMBER, 1944

Date 1944	Warrant No.	Payee	Amount
Sept. 6,	39999	Southeastern Telephone Co.....	\$ 15.40
	40000	American Oil Co.....	1.30
	40001	Standard Oil Co.....	5.98
	40002	Western Auto Associate Store	8.55
	40003	Tallahassee Daily Democrat.....	5.60
	40004	Belle Glade Herald.....	10.50
	40005	Bulkley-Newman Printing Co.	11.17
	40006	R. E. Kurtz.....	117.61
	40007	J. Edwin Larson, ST.....	18.37
	40008	Board of County Commis- sioners, Palm Beach County.....	260.78
	40009	Ruth B. Hylton, TC.....	.78
	40010	I. Walter Hawkins, C.C.C.....	1.10
	40011	Hugh Culbreath, Sheriff.....	5.45

	40012	R. W. Bryan & Co.....	25.00
	40013	A. V. Baldeschwieler.....	12.50
	40014	J. F. Cochran, Postmaster.....	10.00
Sept. 21,	50099	Southeastern Telephone Co.....	7.75
	50100	Beck & Gregg Hardware Co.....	12.41
	50101	American Oil Co.....	8.50
	50102	Proctor & Proctor, Inc.....	15.50
	50103	Standard Oil Co.....	18.99
	50104	J. Edwin Larson, ST.....	212.42
	50105	Martin Co. Bd. of Co. Commrs.	3,658.58
	50106	E. R. Bennett, C.C.C.....	28.00
	50107	Guyte P. McCord, Clerk Supreme Court .....	12.00
	50108	Guyte P. McCord, Clerk Supreme Court .....	5.00
	50109	U. S. Department of Interior...	1.75
	50110	Lake Worth Herald-Press.....	6.00
	50111	Tallahassee Daily Democrat....	5.25
	50214	Comptroller of Florida.....	74.77
Sept. 22,	50643	F. Elgin Bayless.....	53.00
	50644	D. Fred McMullen, AAG.....	3.00
	50645	Woodrow M. Melvin, AAG.....	3.00
	50646	James H. Millican, AAG.....	33.60
Sept. 30,	54106	F. C. Elliot.....	328.80
	54107	F. Elgin Bayless.....	294.25
	54108	M. O. Barco.....	151.80
	54109	Jentye Dedge .....	151.80
	54110	H. L. Shearer.....	75.00
	54111	J. B. Lee.....	20.00
	54112	David B. Ericson.....	192.40
	54113	W. B. Granger.....	49.90
	54114	Protective Life Ins. Co.—	
		Ralph Newman Agencies.....	2.95
	60646	Guyte P. McCord, Clerk Supreme Court .....	12.00
	60647	J. Alex Arnette, C.C.C.....	4.86
		Withholding Tax .....	228.10

Total Disbursements for September, 1944.....\$6,182.05

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941

FINANCIAL STATEMENT FOR THE MONTH  
OF SEPTEMBER, 1944

Balance on September 1, 1944.....\$ 25,388.75

Receipts for month of September—Oil Lease.....	22.89
Total .....	\$ 25,361.64
Disbursements for the month of September.....	—0—
Balance on September 30, 1944.....	\$ 25,361.64

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH  
OF SEPTEMBER, 1944

Balance as of September 1, 1944.....	\$ 23,673.24
Receipts for the month.....	58,676.87
TOTAL .....	\$ 82,350.11
Less Disbursements for the month.....	51,346.91
Balance as of September 30, 1944.....	\$ 31,003.20

DISBURSEMENTS FOR THE MONTH OF  
SEPTEMBER, 1944

Date 1944	Warrant No.	Payee	Amount
Sept. 6,	40015	Western Union Telegraph Co. ....	\$ 2.09
	40016	Capital Office Equipment Co. ....	1.50
	40017	J. Alex Arnette, C.C.C.....	3.50
	40018	J. F. Cochran, Postmaster.....	30.00
	40019	Roy Caruthers, C.C.C.....	10.50
Sept. 21,	50112	Western Union Telegraph Co. ....	5.22
	50113	Merritt Brown Co.....	5.60
	50114	Rose Printing Co.....	145.00
	50115	J. F. Cochran, Postmaster.....	30.00
	50116	Woodrow M. Melvin, AAG.....	35.50
Sept. 30,	54115	Ernest Hewitt .....	224.00
	54116	Helen Phillips .....	149.40
	54117	Mary Evans Voss.....	130.40
	54118	J. R. Roberts.....	162.08
	54119	M. O. Barco.....	25.00
	54120	Jentye Dedge .....	25.00
	54121	F. C. Elliot.....	50.00

54122	Lucile J. Kennedy.....	96.40
54123	Mildred F. Scott.....	117.70
54124	Aetna Life Ins. Co.—	
	Ralph Newman Agencies.....	2.92
60254	J. Edwin Larson, ST,	
	Transfer to GR. ....	50,000.00
	Withholding Tax .....	95.10

Total Disbursement for September, 1944.....\$51,346.91

### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following list of bids received for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	6-21-44	34
Alachua	7-19-44	28
Alachua	8-23-44	28
Alachua	9-20-44	33
Brevard	7-17-44	67
Broward	7-17-44	250
Citrus	7-11-44	10
Citrus	8- 9-44	4
Charlotte	7-10-44	9
Charlotte	8- 7-44	5
Clay	8-19-44	8
Columbia	7-12-44	3
Dade	6-16-44	34
Dade	6-30-44	42
Dade	7-17-44	33
Dade	7-26-44	43
Dade	8- 9-44	50
Dade	8-30-44	53
DeSoto	7- 1-44	3
DeSoto	7-29-44	2
DeSoto	8- 9-44	1
DeSoto	8-28-44	6
DeSoto	9- 4-44	3
DeSoto	9-30-44	14
Dixie	9-25-44	1
Duval	7- 6-44	158
Franklin	7- 3-44	4
Gadsden	8- 5-44	7
Gadsden	8-21-44	11
Gulf	8-14-44	2

Hamilton	8-21-44	1
Hernando	6-12-44	28
Hillsborough	6-19-44	72
Hillsborough	7-10-44	49
Hillsborough	7-24-44	53
Hillsborough	8- 8-44	47
Hillsborough	8-21-44	43
Hillsborough	9- 5-44	54
Hillsborough	9-18-44	45
Indian River	7-17-44	10
Indian River	8-14-44	17
Jackson	7- 3-44	20
Lee	6-15-44	67
Leon	10- 7-44	5
Levy	8- 7-44	1
Liberty	8-28-44	8
Madison	8- 7-44	1
Marion	5- 1-44	1
Marion	6- 5-44	53
Nassau	7-24-44	4
Orange	6- 5-44	77
Osceola	7-31-44	55
Palm Beach	6- 9-44	44
Pasco	5- 1-44	7
Pasco	6- 5-44	106
Polk	6-31-44	88
Putnam	4- 1-44	1
Putnam	5- 6-44	3
Putnam	6- 3-44	1
Putnam	8- 5-44	2
Santa Rosa	8- 7-44	5
Seminole	7-10-44	44
Seminole	8-14-44	160
Seminole	9-11-44	23
Sumter	5- 8-44	4
Sumter	6- 5-44	25
Sumter	6-19-44	15
Taylor	8-11-44	1
Taylor	8-25-44	1
Volusia	7- 7-44	1
Volusia	4- 3-44	1
Volusia	5- 1-44	1
Volusia	6- 5-44	1
Volusia	7-10-44	153
Walton	8-28-44	1

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees accept the bids listed and authorize the

issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Lee, seconded by Mr. Mayo and duly adopted, that the following salaries, expense accounts and miscellaneous bills under Chapter 18296 be approved and the Comptroller authorized to issue warrants in payment therefor:

The Western Union Telegraph Company,	
Tallahassee .....	\$ 2.71
Capital Office Equipment Co., Inc., Tallahassee...	11.10
The H. & W. B. Drew Company, Jacksonville.....	4.13
D. G. McQuagge, Tax Assessor Bay County.....	11.80
H. A. Pledger, C.C.C., Bay County.....	17.80
J. F. Cochran, Postmaster, Tallahassee.....	120.00
J. F. Cochran, Postmaster, Tallahassee.....	30.00
Woodrow M. Melvin, Asst. Attorney General.....	49.50
Lamar Warren, Asst. Attorney General.....	21.80
Ernest Hewitt, Clerk-Bookkeeper.....	250.00
Helen Phillips, Clerk-Stenographer .....	175.00
Mary Evans Voss, Clerk-Stenographer .....	150.00
J. R. Roberts, Clerk .....	\$175.00
Less Insurance .....	2.92
	<hr/> 172.08
M. O. Barco, Secty.-Clerk Land & Taxes.....	25.00
Jentye Dedge, Secty.-Clerk Records & Minutes.....	25.00
F. C. Elliot, Secretary.....	50.00
Lucile J. Kennedy, Clerk.....	135.00
Mildred F. Scott, Clerk.....	150.00
Vivian A. Andrews, Clerk.....	55.65
Aetna Life Insurance Co.,	
Ralph Newman Agencies.....	2.92
	<hr/>
TOTAL .....	\$1,459.49

The Secretary reported that there would be available for transfer to General Revenue from funds under Chapter 18296 the amount of \$100,000.00, and that warrant would be drawn as follows:

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer  
For Transfer to General Revenue.....\$100,000.00

Upon motion duly adopted, the Trustees adjourned.  
 SPESSARD L. HOLLAND,  
 Governor-Chairman.

ATTEST: F. C. Elliot,  
 Secretary.

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Tallahassee, Florida,  
 October 24, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
 J. M. Lee, Comptroller.  
 J. Edwin Larson, Treasurer.  
 Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
 F. E. Bayless, Land Clerk.

Mr. Mayo informed the Board that Mr. A. C. Kidd was present and desired a lease from the Trustees on approximately 4 acres of land in Section 19, Township 43 South, Range 37 East, Palm Beach County, located near the Prison Farm at Belle Glade, Florida; that a long term lease would be required—20 years suggested—as the company contemplated constructing a plant for handling ramie; that a large acreage was being put into ramie by Mr. Kidd and his plan was to proceed with development of his holdings. Construction of such a plant would also benefit the State as the Prison Farm has considerable acreage in ramie and will have approximately 400 acres next year, all of which will have to be rolled under unless arrangements can be made for commercializing the output. The proposed plant would be located right at the Farm where there are railroad, highway and other facilities available. Mr. Mayo suggested that the Trustees agree to lease the parcel to Mr. Kidd at a reasonable rental in order to encourage this new industry, and allow him the privilege of removing the plant at a later date to land which he might purchase.

Mr. Kidd informed the board that he had been connected with Johns-Manville Company for 17 years but was leaving them to head a new company for the development of ramie; that title to the land expected to be developed would be in the new company but its operations would be in connection with the Johns-Manville Company.

He asked that the Trustees at this time agree to grant the lease with formal instrument to be prepared at a later date.

Upon inquiry from Governor Holland it was ascertained that a written proposal had not been submitted, and Mr. Kidd was requested to file one with the Attorney General for drawing up a proper contract or agreement in connection with the lease. Mr. Kidd stated that should his company be given a lease on the four-acre tract they intended erecting a so-called pilot plant for the development of ramie in Florida and any discovery made would be available to the whole state. Other information was given as to the possibilities of ramie in Florida and what it will mean to the Federal Government to make this product available to the Navy Department.

Governor Holland remarked that if the plant was to be financed by the U. S. Defense Corporation it might be necessary that the Company have title to the land rather than a lease. Mr. Kidd replied that the plant would not be financed through that agency.

Discussion was had as to the charge to be made for the lease, or what price should be placed on the land in the event it was found advisable to take title.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the tract be leased to Mr. Kidd's company for a term of twenty (20) years at an annual rental of \$25.00, or in case of purchase that the price be \$250 an acre, Mr. Kidd to notify the Trustees whether lease or sale would be desired. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees September 22nd, on application from W. D. Outman of Washington, D. C., to purchase land in Palm Beach County, the following Notice was published in the Palm Beach Post of West Palm Beach, Florida, on September 24th, October 1st, 8th, 15th and 22nd, 1944:

### N O T I C E

Tallahassee, Florida, September 22, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, October 24th, the following

described land in PALM BEACH COUNTY:

Fractional E $\frac{1}{2}$ , North of Canal, in Section 16,  
Township 43 South, Range 39 East,

That part of Sections 3 and 4, lying South and  
West of Cross Canal; All Sections 5, 9 and 10;  
That part of Section 8 lying North of Canal; All  
of Section 15; That part of Sections 17, 21 and  
22, lying North of Canal, in Township 43 South,  
Range 39 East.

This Notice is published in compliance with Section  
270.07, Florida Statutes, 1941.

The Trustees of the Internal Improvement Fund reserve  
the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement  
Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

No other bids were submitted, whereupon motion was  
made by Mr. Mayo, seconded by Mr. Larson, that the Trust-  
tees accept the following offers from W. D. Outman on be-  
half of A. C. Kidd:

\$10 an acre for those parts lying in Sections 3 & 4;

\$12.50 an acre for Sections 5, 9 and 10; and

\$15.00 an acre for that part of Section 8 lying  
North of the Canal, all Section 15, and that  
part of Sections 17, 21 and 22, lying North of  
the Canal.

Upon vote the motion was adopted and sale confirmed.

Pursuant to application from Frank M. Coward offering  
\$100 an acre for land in Monroe County, the following No-  
tice was published in the Key West Citizen on September  
22, 29, October 6, 13 and 20, 1944:

## N O T I C E

Tallahassee, Florida, September 19, 1944

NOTICE is hereby given that the Trustees of the In-  
ternal Improvement Fund of the State of Florida will of-  
fer for sale, subject to objections only, at Tallahassee,

Florida, at 12:00 o'clock NOON, October 24th, 1944, the following described lands in MONROE COUNTY, Florida:

From a pipe set in concrete marking the intersection of the East Line of Section 15, Township 65 South, Range 34 East, Tallahassee Meridian, Monroe County, Florida, with the Northerly Right-of-Way Line of the Overseas Highway (said right-of-way line being 200 ft. from and parallel with the center line of said Overseas Highway), run N.  $69^{\circ} 05'$  E. along the said Northerly Right-of-Way Line, a distance of 218.0 ft, to the point of beginning of the tract of land hereinafter described;

thence run N.  $20^{\circ} 55'$  W., a distance of 100.0 feet;  
thence run N.  $46^{\circ} 55'$  W., a distance of 170.0 feet;  
thence run N.  $61^{\circ} 28' 30''$  W., a distance of 129.9 feet;

thence run N.  $55^{\circ} 26' 30''$  W., a distance of 305.9 feet;

thence run N.  $66^{\circ} 45'$  W., a distance of 300.0 feet;  
thence run N.  $85^{\circ} 35' 15''$  W., a distance of 402.6 feet;

thence run S.  $48^{\circ} 26' 45''$  W., a distance of 100.0 feet;

thence run S.  $18^{\circ} 27' 15''$  E., a distance of 441.4 feet;

thence run S.  $1^{\circ} 45'$  E., a distance of 109.9 feet;  
thence run S.  $22^{\circ} 51'$  E., a distance of 116.0 feet;  
thence run S.  $50^{\circ} 03'$  E., a distance of 104.4 feet;  
thence run S.  $66^{\circ} 45'$  E., a distance of 100.0 feet;  
thence run S.  $61^{\circ} 02' 15''$  E., a distance of 100.5 feet;

thence run S.  $74^{\circ} 13' 15''$  E., more or less, a distance of 86.0 feet, more or less, to a point on the said Northerly right of way line of the Overseas Highway;

thence run N.  $69^{\circ} 05'$  E., a distance of 800.4 feet to the point of beginning:

LESS however from the above described property the upland area of Conch Key. The property above described (less the excepted parcel), has a net area of 10.1 acres, more or less.

ALSO

From an iron pipe on the Southerly Right-of-Way

Line of the Overseas Highway (said right-of-way line being 200 feet from and parallel with the center line of said Overseas Highway )run N. 69° 05' E. on the said Southerly Right-of-Way Line, a distance of 46.3 feet to a point of intersection with the East line of Section 15, Township 65 South, Range 34 East, which is the point of beginning of the tract hereinafter described;

thence continue N. 69° 05' E. on the said southerly right-of-way line, a distance of 263.7 feet to a point;

thence run S. 49° 06' W., a distance of 117.1 feet;  
 thence run S. 52° 23' W., a distance of 104.4 feet;  
 thence run S. 63° 23' W., a distance of 100.5 feet;  
 thence run S. 69° 05' W., a distance of 100.0 feet;  
 thence run N. 72° 15' 20" W., a distance of 64.0 feet;

thence run N. 47° 29' W., more or less, a distance of 44.7 feet, more or less, to a point on the said southerly right-of-way line of the Overseas Highway;

thence run N. 69° 05' E. on the said southerly right-of-way line of the Overseas Highway, a distance of 216.3 feet to the point of beginning. Containing 0.6 acres, more or less.

This Notice is published in compliance with Sections 253.12 and 253.13, Florida Statutes, 1941.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
 Trustees I. I. Fund.

No objections being filed or presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept \$100 an acre from Mr. Coward for the parcel, which lies adjacent to an island recently purchased by him from the State. Upon vote the motion was adopted and so ordered.

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Pursuant to application from William T. Hull of La-Belle, Florida, with offer of \$3 an acre for Hendry County land, the following Notice was published in the Clewiston News on September 22, 29, October 6, 13 and 20, 1944:

## N O T I C E

Tallahassee, Florida, September 14, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, October 24th, 1944, the following described land in HENDRY COUNTY:

East Half ( $E\frac{1}{2}$ ) of Section Three (3), Township  
Forty-six (46) South, Range Thirty-two (32)  
East, containing 320 acres, more or less.

This Notice is published in compliance with Section 270.07, Florida Statutes, 1941.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By Order of the Trustees of Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

No other bids having been presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that sale be confirmed to Mr. Hull at the price offered. Upon vote the motion was adopted and so ordered.

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Pursuant to application from Joe and Marlin Hilliard of LaBelle, Florida, the following Notice was published in the Clewiston News on September 22, 29, October 6, 13 and 20, 1944:

## N O T I C E

Tallahassee, Florida, September 14, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, October 24, 1944, the following described lands in HENDRY COUNTY:

$N\frac{1}{2}$  of Section 1,  
 $N\frac{1}{2}$  of Section 11,  
 $N\frac{1}{2}$  of Section 31,

all in Township 46 South, Range 31 East, containing 960 acres, more or less.

This Notice is published in compliance with Section 270.07, Florida Statutes, 1941.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By Order of the Trustees of Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Mr. Bayless reported bids from applicants as follows:

\$2.75 an acre for N $\frac{1}{2}$  of Section 1 and 11, and  
\$3.00 an acre for N $\frac{1}{2}$  of Section 31,  
Township 46 South, Range 31 East.

No other bids were received or presented, whereupon motion was made by Mr. Mayo, seconded by Mr. Larson, to accept offers from Joe and Marlin Hilliard for the land described. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees on application from Joe and Marlin Hilliard, the following Notice was published in the Clewiston News on September 22, 29, October 6, 13 and 20, 1944:

#### N O T I C E

Tallahassee, Florida, September 19, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, October 24, 1944, the following described lands in HENDRY COUNTY:

S $\frac{1}{2}$  of Section 1 and S $\frac{1}{2}$  of Section 11, Township 46 South, Range 31 East, containing 640 acres, more or less.

This Notice is published in compliance with Section 270.07, Florida Statutes, 1941.

The Trustees of the Internal Improvement Fund reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement

Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,

Trustees I. I. Fund.

Bid of \$2.75 an acre was presented from applicants for S $\frac{1}{2}$  of Sections 1 and 11, Township 46 South, Range 31 East, and no other offers were submitted. Whereupon, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer for the lands described in the Notice. Upon vote the motion was adopted and so ordered.

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Based on application from C. A. Bailey of Belle Glade, Florida, the Trustees authorized advertisement of land in Palm Beach County and the following Notice was published in the Palm Beach Post on September 22, 29, October 6, 13 and 20, 1944:

### N O T I C E

Tallahassee, Florida, September 19, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 NOON, October 24, 1944, the following described lands in PALM BEACH COUNTY:

All Sections 13, 14, 15, 17, 18, 19, 20, 21, 22, 23 and 24, Township 47 South, Range 37 East.

All Sections 18, 19 and 20, Township 47 South, Range 38 East.

All that part West of Road No. 26, Sections 17 and 21, Township 47 South, Range 38 East.

All that part West of State Road No. 26, Section 16, Township 47 South, Range 38 East.

All Section 16, Township 47 South, Range 37 East.

This Notice is published in compliance with Section 270.07, Florida Statutes, 1941.

The Trustees of the Internal Improvement Fund reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Bids of \$5.00, \$10.00 and \$15.00 an acre, respectively, for the first three parcels were submitted from C. A. Bailey, on behalf of clients. There was no competitive bidding and the above were the only bids submitted.

Upon discussion, the Trustees were of the opinion that the prices of \$10.00 and \$15.00 an acre would be acceptable, but \$5 an acre was too low for the lands in Township 47 South, Range 37 East. Mr. Mayo expressed the opinion that \$8.50 an acre would be in line with other sales in that locality.

Mr. Mayo moved that the Trustees accept the offers of \$10 an acre for Sections 18, 19 and 20, and \$15 an acre for all that part of Sections 17 and 21 West of Road No. 26, all in Township 47 South, Range 38 East, but that the offer of \$5 an acre be declined for the 11 sections in Township 47 South, Range 37 East. Motion seconded by Mr. Larson and upon vote adopted.

Mr. Julius Parker, Attorney of Tallahassee, Florida, representing applicants for certain parcels of the land advertised, asked that the Trustees not close the transaction until he had opportunity to contact his clients and ascertain whether they desired to raise their bid on the land in Township 47 South, Range 37 East. The Trustees agreed to hold the sale open until Mr. Parker could get in touch with his clients.

Later in the day Mr. Bailey and Mr. Parker again appeared before the Board with reference to purchase of sections in Township 47 South, Range 37 East, and the following bids were made:

Mr. Bailey, for clients, offered \$7.50 an acre for Section 13, 14, 15, 22, 23 and 24;

Mr. Parker, for clients, offered \$7.50 an acre for Sections 17, 18, 19, 20 and 21.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the offers from Mr. Bailey and Mr. Parker of \$7.50 an acre, be accepted, proposal from Mr. Bailey to be considered closed, Mr. Parker's proposal to be subject to final acceptance by clients. Upon vote the motion was adopted and so ordered.

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Comptroller Lee not present for remainder of the meeting.

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Mr. Mayo made the motion that the Trustees decline offer of \$155 from Richard D. Morales on behalf of V. L. Barothy, for purchase of the sovereignty island in Section 22, Township 63 South, Range 37 East, containing approximately 1 acre in Monroe County, located in the vicinity of Windley Key, west of the highway. Upon vote the motion was adopted and so ordered.

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The Trustees ordered held for a meeting, at which the entire membership could be present, application from J. P. Walker with offer of \$1,500 for Little Conch Key which lies south of the highway opposite Conch Key.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$350 from E. W. Caulfield for a small tract of sovereignty land containing approximately 5 acres in Section 30, Township 32 South, Range 16 East, Pinellas County. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline request from K. W. Kerr for deed covering fractional lot 17, Block 35, S/D of Dunedin Isles, Pinellas County, included in Mortgage No. 17534, Mr. Bayless having reported that before foreclosure of the mortgage, and title re-vesting in the State, the Trustees had allowed release of lots on the basis of \$25 per lot. Upon vote the motion was adopted and the request denied.

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Mr. Bayless read to the Board a letter from A. C. Bothner-By in which a proposal was made for establishing a salt industry on the Keys of Florida.

Mr. Bothner-By being present presented information with reference to his proposed undertaking, his employment by the Chinese government to make investigations concerning the production of salt and his interest in the State of Florida as a possible location for this industry, owing to the large amount of salt used in the fishing and cattle industry. He furnished statistics of the amount of salt used annually in the United States and the proportions ascribed to the various uses.

Mr. Bothner-By stated that the particular land he was interested in was an island with a considerable growth of mangrove which could be used for piling, and in order to carry out his experiments he desired to lease an island known as Shell Island in Monroe County at a very low figure; lease to be for a term of 10 years. He offered \$1 per acre annually with the privilege of purchasing the tract within one year at a price of \$15 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Bothner-By be granted a 10-year yease on Shell Key—approximately 72 acres in Monroe County—at an annual rental of \$1 per acre with option to purchase within one year at a price of \$15 an acre; also option to lease additional submerged lands adjoining Shell Key at \$1 an acre annually. Upon vote the motion was adopted.

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Mr. Bayless presented letter from Joe F. Roselle of Miami, Florida, protesting exclusive lease in favor of Sperti, Inc., to gather seaweed and kelp from an area in Martin and St. Lucie Counties, in the vicinity of Jensen, Florida.

Two letters were presented from Attorney General Watson dated October 23, 1944, to which were attached copy of telegrams from Dr. Robert H. Williams and Mr. Joe F. Roselle, both of Miami, Florida, protesting exclusive lease to Sperti, Inc., and copy of letters in reply to said telegrams. The Attorney General's replies to the telegrams were in substance that final action was taken on the lease during his absence and that he was of the opinion that the law did not authorize making exclusive grants on this character.

It was explained that at a meeting the previous week, the Trustees had discussed this situation and were in agreement that with the company putting up an investment of approximately \$100,000.00 it would be only fair that such investor be given exclusive right to the chosen area.

Upon suggestion of Mr. Mayo, it was agreed that the subject be left open for discussion by the full membership. It was so ordered.

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Offer of \$11.72 an acre was presented from August Swarz of Miami, Florida, to purchase

Tracts 2, 3, 4 and 5, Tier 6, Township 50 South,  
Range 41 East, Newman's Survey—Broward  
County,

title to the land having vested in the Trustees under provisions of Chapter 14717, Acts of 1931. Proposal was to make payment of \$104 cash and the remainder in four equal annual payments with interest at 6% per annum.

Upon recommendation of the Secretary, motion was made by Mr. Mayo that the Trustees decline offer from Mr. Swarz and make counter proposal to sell the tracts at the rate of \$25 an acre. Motion seconded by Mr. Larson and upon vote adopted.

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Mr. Elliot presented to the Trustees a suggested plan for future handling of land sales under Chapter 14717 and stated that in order to carry out the plan it would be necessary to terminate contract with A. R. Richardson, or that the subject might be discussed with Mr. Richardson, with a view to continuation of his services on a different basis.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Richardson be first contacted to see whether or not something might be worked out with him, after which Mr. Elliot should submit in writing a proposed plan for handling sales under Chapter 14717. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	5-24-44	8
Dade	6-23-44	51
Dade	7-28-44	51
DeSoto	5-22-44	17
Duval	8-16-44	1
Hendry	7-21-44	2
Manatee	7- 3-44	27
Manatee	8- 7-44	10
Palm Beach	7- 7-44	49
Pasco	7- 3-44	22

Pinellas	7-11-44	154
Putnam	12- 5-42	1
Sarasota	7-17-44	19
St. Lucie	8- 7-44	66
Sumter	7-17-44	62
Sumter	8- 7-44	19
Volusia	2- 7-44	1
Volusia	2- 7-44	22
Volusia	6- 5-44	1
Walton	8-22-44	5

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Letter was presented from Attorney General Watson, recommending that the Trustees stipulate with the United States in the case of "U. S. vs. 49.7 acres of land in Seminole County, Florida, Cameron Development Co., et al. No. 202-Orl-Civil—File No. 4149" involving land in the E $\frac{1}{2}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 31, Township 19 South, Range 33 East, being lots in Cook's Ferry Townsite.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees stipulate with the United States in the case, as recommended by the Attorney General. Upon vote the motion was adopted and the Attorney General authorized to execute the Stipulation.

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Governor Holland inquired as to whether anything had been worked out in connection with the request from Mr. Egbert N. Bowyer of Sarasota, Florida, who was an inmate of the Florida State Hospital at Chattahoochee for some time, and who was former owner of land in Polk County which was sold September 29th to another party.

Mr. Elliot reported that he did not believe Mr. Bowyer's claim was tenable—that the State was responsible for his physical property while he was confined to the hospital; also that reversion to the State of Mr. Bowyer's property resulted from his not paying his taxes while he was still sane and half of the period when he could have taken advantage of purchase under the Murphy Act for a nominal sum, elapsed while he was still sane. Mr. Elliot felt that

under the circumstances Mr. Bowyer should be given some consideration.

Suggestions were made as to some method of handling the case without another advertisement and public sale.

Mr. Mayo moved that Mr. Elliot review the case and report back to the Trustees the minimum bid required to purchase Lots 32 to 50 Haines City Terminals, Section 28, Township 27 South, Range 27 East, Polk County, formerly owned by Mr. Bowyer. Motion seconded by Mr. Larson and upon vote adopted.

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Application from the City of Miami for conveyance of land in Sections 11, 12 and 14 of Township 53 South, Range 39 East, Dade County, was brought up but Mr. Mayo having been excused from further attendance, a quorum was not present. Governor Holland suggested that should the Trustees authorize deed of conveyance it should be stipulated that the land was to be used solely for water supply purposes of the City of Miami. Mr. Elliot stated that the proposal set forth that water supply was the sole purpose, but that he would contact the City officials and see if a stipulation as suggested by the Governor, and the reserving of all oil, mineral and gas rights would be acceptable.

A quorum not being present no further action was taken.

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The Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST, F. C. Elliot,  
Secretary.

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Tallahassee, Florida,  
November 14, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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Mr. Julius Parker, Attorney of Tallahassee, Florida, came before the Board with reference to reservations in deed from the Trustees retaining to the State rights in gravel, rock, stone, earth, and also right of way for canal purposes. He stated that the land in question was located in Dade County and his clients, James Kelly and Berry W. Benson, had option to purchase but before consummating the deal they desired that the Trustees execute quit claim deed covering the gravel, rock, stone and earth reservation.

Attorney General Watson informed the Board that Mr. Mark Wilcox had called him with reference to this subject. Mr. Parker replied that he and Mr. Wilcox were in accord on the matter, Mr. Wilcox representing the owner of the property and he (Parker) representing the prospective purchaser.

Mr. Watson suggested that Mr. Parker address a letter to the Trustees outlining his request, in order that examination might be made as to procedure necessary.

Action on the request was deferred pending further information.

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Mr. Julius Parker of Tallahassee, Florida, submitted the following offers for land in Palm Beach County:

For Alberto Esteves—\$15 an acre for land located contiguous to North New River Canal, and \$10 an acre for land not contiguous to the canal, in Sections 14, 15, 17, 21, 23 and 24, Township 47 South, Range 38 East;

For Rafael and Antonio Muniz—\$15 an acre for that part of Section 8 lying East of North New River Canal; \$10.00 an acre for Sections 9 and 10, all in Township 47 South, Range 38 East.

Mr. Parker asked that the Trustees advertise for bids the parcels applied for by Alberto Esteves, and authorize sale, without advertisement, of the land applied for by Rafael and Antonio Muniz.

Motion was made by Mr. Watson, seconded by Mr. Larson, that the Trustees advertise all the lands applied for

by Mr. Parker for competitive bidding. Upon vote the motion was adopted and so ordered.

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Mr. Julius Parker reported that pursuant to action taken October 24th, authorizing sale of Sections 17, 18, 19, 20 and 21 of Township 47 South, Range 37 East—Palm Beach County—at a price of \$7.50 an acre, he had taken the matter up with his clients and they declined to pay that amount for the land as it is burned over and not worth that price. They request that the Trustees have a re-examination of these sections and reconsider action taken.

Mr. Bayless reported that he had asked Mr. W. T. Wallis, who is making a survey of State lands in that locality, to take soundings of the muck and make report to the Trustees; that when such information has been furnished it will be submitted to the Board.

Motion was made by Mr. Larson, seconded by Mr. Watson, that re-appraisal be made of the sections in which Mr. Parker is interested. Upon vote the motion was adopted and so ordered.

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Mr. Larson called attention to application from Jas. A. Dew submitting the following offers for land in Palm Beach County:

\$9.00 an acre for Section 25, Township 44 South, Range 38 East, containing 641.80 acres;

\$15.00 an acre for Section 6, Township 44 South, Range 40 East, containing 640 acres;

\$17.50 an acre for that part of Section 22 South and West of West Palm Beach Canal, containing approximately 120 acres;

\$15.00 an acre for all of Section 28, Township 43 South, Range 39 East, 640 acres.

Mr. Bayless reported that this land is in the vicinity of land recently sold to Mr. A. C. Kidd for ramie development.

Motion was made by Mr. Watson that the land applied for by Mr. Dew be advertised for competitive bidding, provided Mr. Dew will raise his offer of \$9 an acre to \$10 for the first parcel listed, with bids to be submitted for the tract as a whole or in separate parcels. Motion seconded

by Mr. Larson and upon vote adopted, Mr. Bayless to notify all parties who might be interested in the sale.

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Mr. Bayless reported that bids had been received in the Board Room on October 31st, pursuant to advertised sales to be held on that date, and the following offers were presented for consideration.

#### DADE COUNTY LAND:

On application by Mr. Lewis Hall for Dr. J. E. Hall with bid of \$20 an acre, the following Notice was published in the Miami Herald on September 30, October 7, 14, 21 and 28, 1944:

#### N O T I C E

Tallahassee, Florida, September 27, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, October 31st, 1944, for lands in DADE COUNTY, Florida, described as follows:

$N\frac{1}{2}$  of  $NW\frac{1}{4}$  and  $N\frac{1}{2}$  of  $NE\frac{1}{4}$ , Section 28,  
Township 53 South, Range 40 East, 160 acres.

The Trustees reserve the right to reject any and all bids.  
By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Those present and bidding were Mr. W. T. Wallis of West Palm Beach, Florida, for Dr. Hall, and Mr. Bob Bannerman of Tallahassee, Florida, on behalf of J. E. Dodson of Miami, Florida. Bids received up to \$25.50 an acre from Mr. Bannerman, which was the highest bid received.

Motion was made by Mr. Larson, seconded by Mr. Watson, to accept offer of \$25.50 an acre from Mr. Dodson for the land advertised. Upon vote the motion was adopted and so ordered.

#### ALSO: PALM BEACH COUNTY LAND:

On application of F. L. Rutledge with minimum bid of

\$10 an acre, the following Notice was published in the Palm Beach Post on September 30, October 7, 14, 21 and 28, 1944:

# N O T I C E

Tallahassee, Florida, September 28, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, October 31st, 1944, for lands in PALM BEACH COUNTY, Florida, described as follows:

All Section 28, lying North of Bolles Canal, Township 44 South, Range 37 East, containing 126 acres;

SE $\frac{1}{4}$ , S $\frac{1}{2}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of NE $\frac{1}{4}$  and S $\frac{1}{2}$  of SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Section 25, Township 44 South, Range 37 East, containing 300 acres;

All Section 36, Township 44 South, Range 37 East, containing 640 acres.

This Notice is published in compliance with Sections 270.07, 270.08 and 270.09, Florida Statutes 1941.

The Trustees reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Mr. Rutledge was the only bidder present and raised his bid to \$12.50 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$12.50 an acre from Mr. Rutledge for the land in Palm Beach County. Upon vote the motion was adopted and so ordered.

## ALSO: HIGHLANDS COUNTY LAND:

On application of William J. Leedy, who submitted a minimum bid of \$25.00 an acre, the following Notice was published in the Avon Park Sun September 30, October 7, 14, 21 and 28, 1944:

## N O T I C E

Tallahassee, Florida, September 28, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA offer for sale and will receive competitive bids in Tallahassee, Florida, at 12:00 o'clock NOON, October 31st, 1944, for lands in HIGHLANDS COUNTY, Florida, described as follows:

Lots 3 and 4, and SW $\frac{1}{4}$ , Section 2, Township 36 South, Range 31 East, containing 189.60 acres.

The Trustees reserve the right to reject any and all bids.  
By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Two bidders were present—Mr. Lawrence Truett, representing Mr. Leedy, and Mr. M. C. Dopler. Bid of \$30 an acre from Mr. Dopler was the highest offer made.

Motion was made by Mr. Larson, seconded by Mr. Watson, that the Trustees accept offer of \$30 an acre from Mr. Dopler for the land in Highlands County. Upon vote the motion was adopted.

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Mr. Larson not present for remainder of meeting.

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Application was presented from T. W. Conely, Jr., on behalf of J. C. Pearce, with offer of \$5 an acre for the following described State land in Glades County:

N $\frac{1}{2}$  of Section 1 and Lots A, B, C, and SE $\frac{1}{4}$  of Section 2, Township 39 South, Range 33 East, containing 717.85 acres;

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 7, Township 39 South, Range 34 East, containing 10.20 acres.

Mr. Bayless reported that the 1941 appraisal was \$5 an acre, but land in that locality had been selling for \$7.50 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline to advertise the land with a

minimum bid of \$5 an acre, but authorize advertisement for competitive bidding if Mr. Pearce will agree to bid not less than \$7.50 an acre at sale. Upon vote the motion was adopted.

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Mr. Bayless reported that recently the Trustees granted Lease No. 360 in favor of T. C. Douglas of Welaka, Florida, on several small islands in the St. Johns River, lying in Townships 10 and 11 South, Range 26 East, Putnam County. The lease was allowed for a period of one year with payment of \$50.00, and Mr. Douglas now asks that he be given the privilege of renewing this lease from year to year for a term of five years upon payment of \$50 annually, in view of the heavy expense to be incurred in getting the islands in shape for use in connection with his commercial fishing business.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees grant request of Mr. Douglas for the privilege of renewal from year to year over a period of five years, upon payment of \$50 annually. Upon vote the motion was adopted.

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Application was presented from E. W. Caulfield with offer of \$500 for approximately five acres of sovereignty land in Section 30, Township 32 South, Range 16 East, Pinellas County.

Mr. Bayless stated that the island was reported to be located south of Pass-A-Grille, separated from the mainland, and west of proposed bridge.

Motion was made by Mr. Watson to decline offer from Mr. Caulfield and withdrew this island and any other areas in the vicinity of the proposed causeway from sale. Motion seconded by Mr. Mayo and upon vote adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees advertise for competitive bidding the following described land in Union County applied for by M. S. Hayes of Gainesville, Florida, based on the bids indicated:

N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 34, Township 5 South, Range 20 East, containing 80 acres—Bid of \$4 per acre;

SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$  and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27, Township 4 South, Range 21 East, containing 120 acres—Bid of \$4 per acre; All Section 22, Township 4 South, Range 20 East, containing 640 acres, 120 of which is a lake; Bid of \$1,300 or at the rate of \$2.50 an acre for the 520 acres outside of the lake.

Upon vote the motion was adopted and so ordered.

Mr. Bayless gave the appraised value in 1939 on the two first parcels as \$4.00 an acre, the timber having been sold several years ago. The last parcel was advertised for sale in August this year and the highest offer received was \$1 per acre, which was declined.

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Offer of \$15 an acre was presented from F. L. Rutledge for

All Section 32, Township 44 South, Range 38 East, containing 630 acres in Palm Beach County.

Mr. Bayless states that the offer was made subject to Grazing Lease No. 111 in favor of Shore Acres Plantations, Inc., which expires July 10, 1950.

Motion was made by Mr. Watson, seconded by Mr. Mayo, the the land be advertised for bids, subject to grazing lease, and that both parties be sent copy of the notice. Upon vote the motion was adopted and so ordered.

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Request was presented from Albert Leitner offering \$10 an acre cash for partial release of Mortgage No. 17199 affecting lands in the Eagle Bay area in Section 19, Township 38 South, Range 35 East, being a part of Lot 43, Eagle Bay Survey, described as follows:

Beginning on the West side of State Road No. 29 where the same intersects and crosses Kissimmee River; run Southwesterly along Road No. 29 right-of-way a distance of 210 yards; thence northwesterly 117 yards; thence northeasterly 210 yards to Kissimmee River, thence southeasterly along the shore of Kissimmee River to place of beginning.

Mr. Bayless stated that the request was in line with action of the Trustees on similar propositions affecting this mortgage.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize partial release of Mortgage No. 17199 as requested, upon payment of \$10.00 an acre cash. Upon vote the motion was adopted and so ordered.

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Offer of \$40 an acre was submitted from Julian E. Ross for

Tract 4, Tier 10, Section 13, Township 50 South,  
Range 41 East, Newman's Survey of Broward  
County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, to accept offer from Mr. Ross for the land. Upon vote the motion was adopted and so ordered.

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Offer of \$6.00 per thousand feet was submitted from T. C. Wood for deadhead timber to be removed from the Chipola River between Clarksville Bridge and Scott's Ferry, in Calhoun County.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the offer from Mr. Woods be accepted for deadhead timber in Chipola River as applied for. Upon vote the motion was adopted.

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Application was presented from M. D. Williams of Tarpon Springs, Florida, offering \$150 an acre for a small island in Anclote River, Pinellas County.

Upon information from Mr. Bayless that the price was in line with other sales in that vicinity, motion was made by Mr. Watson, seconded by Mr. Mayo, that the island be advertised for competitive bids based on offer of \$150 an acre. Upon vote the motion was adopted.

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Request was presented from the State Road Department for right-of-way easement for State Road No. 26, Broward County.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize right-of-way easement in favor of the State Road Department across the following parcels of land in Broward County—Project No. 123-A and 123-C—SRD No. 20 and No. 50—State Road No. 26.

3.69 acres in Section 6, Township 50 South,

Range 40 East;

10.17 acres in Section 4, Township 50 South,  
Range 40 East;

10.66 acres in Section 36, Township 49 South,  
Range 39 East;

8.64 acres in Section 34, Township 49 South,  
Range 39 East.

Upon vote the motion was adopted and so ordered.

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Letter was presented from the Florida Board of Forestry and Parks in which it was requested that the Trustees agree to advertisement and sale of five parcels of land formerly used as towersites in connection with parks and forests and that the Trustees so indicate its concurrence by executing the resolutions submitted.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees agree to advertisement and sale of parcels of land requested by the Florida Board of Forestry and Parks, designated as follows:

Durbin Towersite in St. Johns County—located in Section 11, Township 5 South, Range 28 East, containing 6.8 acres; Minimum bid of \$10 per acre.

Vandolah Towersite in Hardee County—SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 17, Township 34 South, Range 24 East, containing 10 acres; Minimum bid of \$15 an acre;

Bee Ridge Towersite in Sarasota County—All that portion of NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of SE $\frac{1}{4}$  and all that portion of NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of SE $\frac{1}{4}$  and all that portion of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of SE $\frac{1}{4}$  North of Sugar Bowl Road in Section 16, Township 37 South, Range 19 East, containing 13 acres; Minimum bid of \$10 an acre;

Haw Creek Towersite in Flagler County—Being E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 35, Township 13 South, Range 30 East, containing 10 acres; Minimum bid of \$10 an acre;

Venetia Towersite in Sarasota County—Located

in Section 33, Township 39 South, Range 20 East, containing 16.02 acres, Minimum bid of \$10 an acre;

also authorize execution of the Resolutions applicable to each site. Upon vote the motion was adopted and so ordered.

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Offer of \$25 an acre was submitted from Carl L. Schultz for Everglades Tax Certificate land in Broward County, described as:

Tract 10 and S $\frac{1}{2}$  of Trace 11, in Section 25, Township 50 South, Range 41 East, Newman's Survey, containing 31.71 acres.

The Secretary stated that H. M. Forman applied for this land some months ago and a price of \$40 was agreed upon, but he did not avail himself of the opportunity to purchase and the land is now open for sale.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees decline offer of \$25 an acre for the tracts applied for by Mr. Schultz and make a counter proposal to accept \$40 an acre. Upon vote the motion was adopted.

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Upon request from Magnolia Petroleum Company for appointment to meet with the Trustees, it was agreed to tentatively set November 22nd as the date, or some other date in the event all members could not be present at that time. It was so ordered. Date later changed to December 28th.

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Mr. Elliot presented report with recommendations for future sales of lands, title to which vested in the Trustees under provisions of Chapter 14717, Acts of 1931, and that Mr. Richardson had stated the arrangements would be agreeable with slight modification. It was ordered that action be deferred until the next meeting, allowing time for the members to familiarize themselves with the report.

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Letter was presented from the Comptroller's office requesting approval for issuance of warrant in favor of Humble Oil and Refining Company in payment of bonus

established by Chapter 20667, Laws of Florida, Acts of 1941.

Motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that the Trustees approve for payment to Humble Oil and Refining Company the \$50,000 bonus as provided under Chapter 20667, with warrant to be drawn at this time for amount available, the Comptroller being authorized to draw warrant as follows:

Humble Oil & Refining Company	
Houston 1, Texas .....	\$27,000.00

Approval for payment of \$50,000.00 bonus as provided under Chapter 20667, Laws of Florida, Acts of 1941, amount available to date subject to determination by Comptroller.

Motion was made by Mr. Watson, seconded by Mr. Mayo and adopted, that the following expense accounts and miscellaneous bills be approved and the Comptroller authorized to issue warrants in payment therefor:

Southeastern Telephone Company, Tallahassee.....	\$ 5.70
E. R. Bennett, C.C.C., Broward County.....	4.40
Guyte P. McCord, Clerk Supreme Court.....	12.00
W. Turner Wallis, West Palm Beach.....	1,704.37
Carl Abernathy, Jacksonville.....	5.00
Fort Lauderdale Daily News, Ft. Lauderdale.....	2.75
The Miami Herald, Miami.....	67.24
Palm Beach Publications, Inc., West Palm Beach	21.25
Stuart Daily News, Inc., Stuart.....	4.50
Proctor Motor Sales, Tallahassee.....	1.00
Proctor & Proctor, Inc., Tallahassee.....	3.00
American Oil Company, Jacksonville.....	2.41
Standard Oil Company, Jacksonville.....	5.89
J. F. Cochran, Postmaster.....	10.00
Comptroller, State of Florida.....	48.90
Lamar Warren, Ass't. Atty. Gen.....	89.35
S. S. Savage, Ocala.....	3.00
<b>TOTAL .....</b>	<b>\$1,990.76</b>

Motion was made by Mr. Watson, seconded by Mr. Mayo and adopted, that the Comptroller be authorized to issue warrants in payment for Everglades Drainage District taxes and for South Florida Conservancy District taxes

for the year 1944 on lands owned by the State in said Districts, in amounts as follows:

Stetson O. Sproul, Tax Collector

Palm Beach County. In payment of South Florida Conservancy District taxes on Internal Improvement Fund lands in Palm Beach County for the year 1944.....	\$ 8,843.34	
Less discount 4%.....	353.73	
		<u>\$ 8,489.61</u>

And the following in payment of Everglades Drainage District taxes on lands of the Internal Improvement Fund for the year 1944:

W. O. Berryhill, Tax Collector Broward County—

Amount of taxes.....	13,981.10	
Less discount 4%.....	559.24	
		<u>13,421.86</u>

C. H. Collier, Tax Collector Collier County—

Amount of taxes.....	2.10	
Less discount 4%.....	.08	
		<u>2.02</u>

H. Earnest Overstreet, Tax Collector Dade County—

Amount of taxes.....	11,633.54	
Less discount 4%.....	465.34	
		<u>11,168.20</u>

R. D. Yoder, Tax Collector Glades County—

Amount of taxes.....	494.56	
Less discount 4%.....	19.78	
		<u>474.78</u>

R. N. Miller, Tax Collector Hendry County—

Amount of taxes.....	1,646.04	
Less discount 4%.....	65.84	
		<u>1,580.20</u>

Ruth Bass Hylton, Tax Collector Highlands County—

Amount of taxes.....	48.98	
Less discount 4%.....	1.96	
		<u>47.02</u>

Mrs. Bessie Alderman, Tax Collec-

tor Okeechobee County—		
Amount of taxes.....	15.85	
Less discount 4%.....	.63	
		15.22
Stetson O. Sproul, Tax Collector		
Palm Beach County—		
Amount of taxes.....	47,980.97	
Less discount 4%.....	1,919.23	
		46,061.74
L. C. Kickliter, Tax Collector Mar-		
tin County—		
Amount of taxes.....	28.67	
Less discount 4%.....	1.14	
		27.53
TOTAL .....		\$ 81,288.18

Financial Statements for the month of October, 1944,  
are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH OF  
OCTOBER, 1944

Balance as of October 1, 1944..... \$281,896.34

RECEIPTS FOR THE MONTH

Land Sales .....	\$10,248.16	
Land Leases — U n d e r Chapter		
14572 .....	.56	
Farm Lease.....	191.25	
Shell Leases .....	426.90	
Grazing Leases .....	91.04	
Mineral Lease .....	18.75	
Sale Launch Josephine "H".....	855.00	
Sale Trustees I. I. Minutes.....	6.00	
Timber Lease .....	6.08	
Total receipts for the month of October.....		11,843.74
TOTAL .....		\$293,740.08
Less disbursements for the month of October		4,070.25
Balance as of October 31, 1944.....		\$289,669.83

DISBURSEMENTS FOR THE MONTH OF  
OCTOBER, 1944

Date 1944	Warrant No.	Payee	Amount
Oct. 3,	62498	J. Turner Butler.....	\$ 197.12
19,	72385	J. Edwin Larson, ST, 3% transfer to GR .....	2,143.41
20,	73268	Southeastern Telephone Co.....	7.75
	73269	E. B. Leatherman, CCC.....	1.35
	73270	Panama City News-Herald.....	4.00
	73271	Glades County Democrat.....	7.58
	73272	Standard Oil Co.....	4.19
	73273	State Road Department of Florida .....	3.00
	73274	F. Elgin Bayless.....	66.50
	73275	R. W. Ervin, Jr., AAG.....	66.50
	73276	D. Fred McMullen, AAG.....	58.50
21,	73443	Comptroller of Florida.....	15.35
31,	83089	F. C. Elliot.....	328.80
	83090	F. Elgin Bayless.....	294.25
	83091	M. O. Barco.....	151.80
	83092	Jentye Dedge .....	151.80
	83093	H. L. Shearer.....	75.00
	83094	J. B. Lee.....	20.00
	83095	David B. Ericson.....	192.40
	83096	W. B. Granger.....	49.90
	83097	Protective Life Ins. Co.— Ralph Newman Agencies.....	2.95
		Withholding Tax .....	228.10
Total Disbursements for October 1944.....			\$4,070.25

TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS EXPLORATION  
FUND UNDER CHAPTER 20667, ACTS OF 1941

FINANCIAL STATEMENT FOR THE MONTH OF  
OCTOBER, 1944

Balance as of October 1, 1944.....\$ 25,361.64

RECEIPTS FOR THE MONTH

Oil Leases .....\$1,875.00

Total receipts for the month of October, 1944.....	1,875.00
<b>TOTAL</b> .....	<b>\$ 27,236.64</b>
Disbursements for the month of October, 1944..	—0—
<b>Balance as of October 31, 1944</b> .....	<b>\$ 27,236.64</b>

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296

FINANCIAL STATEMENT FOR THE MONTH OF  
OCTOBER, 1944

Balance as of October 1, 1944.....	\$ 31,003.20
Receipts for the month of October.....	87,856.71
<b>TOTAL</b> .....	<b>\$118,859.91</b>
Less Disbursements for the month.....	101,459.49
<b>Balance as of October 31, 1944</b> .....	<b>\$ 17,400.42</b>

DISBURSEMENTS FOR THE MONTH OF  
OCTOBER, 1944

Date 1944	Warrant No.	Payee	Amount
Oct. 20,	73277	Western Union Telegraph Co. ....	\$ 2.71
	73278	Capital Office Equipment Co. ....	11.10
	73279	The H. & W. B. Drew Co.....	4.13
	73280	H. A. Pledger, CCC.....	17.80
	73281	D. G. McQuagge, TA.....	11.80
	73282	J. F. Cochran, Postmaster.....	120.00
	73283	J. F. Cochran, Postmaster.....	30.00
	73284	Woodrow M. Melvin, AAG...	49.50
	73285	Lamar Warren, AAG.....	21.80
31,	83078	Ernest Hewitt .....	224.00
	83079	Helen Phillips .....	149.40
	83080	Mary Evans Voss.....	130.40
	83081	J. R. Roberts.....	162.08
	83082	M. O. Barco.....	25.00
	83083	Jentye Dedge .....	25.00
	83084	F. C. Elliot.....	50.00

83085	Lucile J. Kennedy.....	119.40
83086	Mildred F. Scott.....	146.00
83087	Vivian A. Andrews.....	49.85
83088	Aetna Life Insurance Co. Ralph Newman Agencies..	2.92
84276	J. Edwin Larson, ST.....	100,000.00
	Withholding Tax .....	106.60
Total Disbursements for October, 1944.....		<u>\$101,459.49</u>

### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	6-14-44	1
Baker	10- 3-44	21
Baker	10-26-44	1
Bay	7-17-44	2
Bay	8-21-44	8
Bay	9- 4-44	6
Bay	9-18-44	3
Bay	10-23-44	3
Brevard	9-27-44	21
Broward	8-21-44	348
Broward	9-18-44	183
Broward	10-16-44	187
Charlotte	9-11-44	9
Clay	9- 2-44	1
Clay	9-23-44	1
Clay	10-14-44	1
Columbia	9- 6-44	15
Dade	9-13-44	83
Dade	9-20-44	30
Dade	9-22-44	125
Dade	9-29-44	148
Dade	10- 4-44	26
Dade	10-11-44	44
Dade	10-18-44	54
Escambia	7-24-44	11
Escambia	9- 1-44	8
Flagler	9- 4-44	26
Franklin	8- 7-44	9

Franklin	9- 4-44	8
Gadsden	10-14-44	3
Hamilton	8- 7-44	2
Hamilton	10-23-44	4
Hardee	8- 7-44	5
Hardee	9- 4-44	14
Hendry	10-20-44	5
Hernando	7-10-44	15
Hernando	8-14-44	12
Hernando	9-11-44	3
Hernando	9-11-44	5
Hillsborough	10- 3-44	80
Holmes	7-17-44	8
Holmes	8- 7-44	1
Holmes	8-21-44	8
Holmes	9- 4-44	2
Holmes	9-18-44	2
Holmes	10-23-44	2
Indian River	9-11-44	20
Jackson	9-11-44	20
Lafayette	9-11-44	1
Lake	2-14-44	2
Lake	8-31-44	3
Lake	4-10-44	5
Lake	5- 8-44	9
Lake	6-12-44	1
Lake	8-14-44	2
Lake	9-11-44	66
Leon	11- 6-44	4
Levy	9-11-44	2
Levy	10- 9-44	4
Manatee	9- 4-44	15
Marion	7- 3-44	45
Marion	8- 7-44	40
Marion	9- 4-44	85
Martin	7-10-44	12
Martin	8- 7-44	6
Martin	8- 7-44	28
Monroe	7-11-44	267
Monroe	7-13-44	269
Monroe	9- 8-44	91
Monroe	9-12-44	49
Nassau	9-18-44	4
Nassau	10-30-44	5
Okeechobee	6-19-44	20
Orange	7- 3-44	44
Orange	8- 7-44	49

Osceola	9- 4-44	25
Palm Beach	8- 4-44	42
Palm Beach	8-11-44	155
Palm Beach	8-18-44	66
Palm Beach	9-15-44	28
Pasco	7- 3-44	2
Pasco	9- 4-44	12
Pasco	8- 7-44	18
Polk	8-31-44	70
Sarasota	8-14-44	21
Sarasota	9-18-44	29
St. John	9- 8-44	33
St. Lucie	10- 7-44	19
Sumter	6-19-44	1
Sumter	8- 7-44	1
Sumter	9-11-44	43
Suwannee	8- 7-44	10
Suwannee	9- 4-44	8
Taylor	9-15-44	1
Volusia	2- 7-44	1
Volusia	8- 7-44	33
Volusia	9- 4-44	73
Volusia	9-18-44	36
Walton	9-11-44	2
Walton	10- 4-44	4

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Application was presented from the United States for lease on the

NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 12, Township  
57 South, Range 38 East, containing 10 acres in  
Dade County,

to be used in connection with Homestead Army Air Field.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees approve lease with nominal consideration in favor of the United States for a period ending June 30, 1945, with option to renew for the duration of the war and six months thereafter. Upon vote the motion was adopted and so ordered.

Letter was presented from E. B. Leatherman, Clerk of the Circuit Court of Dade County, requesting instructions as to base bid to be required after January 1, 1945, for advertising lands under the joint sale agreement with Everglades Drainage District, statement being made that the District is requiring six (6) times the 1941 zone rate.

Motion was made by Mr. Watson, seconded by Mr. Mayo, the the Secretary take the matter up direct with Everglades Drainage District for making new agreement for the ensuing year. Upon vote the motion was adopted and so ordered.

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Proposal was submitted from Tarpon Springs Legion home to purchase the following described lots for further development of the Post:

Lots 3 to 7, inclusive, and 24 and 25, Block 9,  
Inness Park Extension, Pinellas County.

Offer of \$35 was made for the lots, which were valued in 1932 at \$460.00. Base bid of \$115 would be required under regular procedure.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline offer of \$35 for the lots and agree to authorize five-day advertisement with base bid of \$115.00. Upon vote the motion was adopted and so ordered.

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Application was presented from the Board of Public Instruction of Duval County for a parcel of land located about 8 miles south of Baldwin, Florida, which was desired as a site for a county school. Resolution dated September 12, 1944, accompanied the application with offer of \$5 for the land described as:

Tract bounded on the North by Ohio Avenue, on the East by Palmetto Street, on the South by Pennsylvania Avenue and on the West by Orange Street, designated on the plat as city Park—Plat of Maxville Townsite.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize conveyance of the land in favor of the Duval County Board of Public Instruction under Chapter 21684, Acts of 1943, upon payment of \$5. Upon vote the motion was adopted and deed authorized.

Trustees ordered held for the next meeting application from Napoleon B. Broward Drainage District to purchase all Murphy Act land in said District at the regular base bid for joint sales with Everglades Drainage District, but with conveyance under Chapter 21684, Acts of 1943.

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Application was submitted from J. P. Adams for renewal of grazing lease on 220.51 acres of land in Section 10, Township 36 South, Range 18 East—Sarasota County—for a period of one year upon payment of \$25.00.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize renewal of lease for a period of one year, subject to sale of the land at any time, upon payment of \$25.00. Upon vote the motion was adopted and so ordered.

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Application was presented from American Telephone and Telegraph Company of Atlanta, Georgia, for permission to cut and remove a number of trees from land owned by the State, which were a menace to the Jacksonville-Key West line of said company. Offer of \$50 was made for the trees located on

Lots 41, 42, 43 and 44, Block 66, North Palm Beach;

Lots 16, 17, 18, 19, 20, 21, Block 67, North Palm Beach;

Lot 19, Block 69, North Palm Beach, and  
Lot 16, Block 39, Northwood,  
All in Palm Beach County.

Mr. Elliot reported that he had taken the matter up with the City authorities of West Palm Beach and had information that the City would have no objection to the removal of the trees in question.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees authorize permit to the American Telephone and Telegraph Company as requested. Upon vote the motion was adopted and permit ordered issued.

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Request was presented from the Clerk of the Circuit Court of Leon County for disclaimer by the Trustees of interest in Certificate No. 337 of 1929 on the following described land:

E $\frac{1}{2}$  of SE $\frac{1}{4}$  and W $\frac{1}{2}$  of SE $\frac{1}{4}$ , Section 26, Township 1 South, Range 2 East, Leon County.

Certification was made to the Trustees that the land was owned by the United States Government until February 6, 1939, when patent was issued.

Based on the information from the Clerk, motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees disclaim interest in Certificate No. 337 of 1929 and recommend to the Comptroller that said certificate be cancelled. Upon vote the motion was adopted and so ordered.

Request was presented from Adair, Kent, Ashby & McNatt, attorneys of Jacksonville, Florida, that release be authorized of oil and mineral reservations retained by the Trustees in Deed No. 1605—Volusia County—covering approximately 53 acres in Sections 1, 7, 18, 21 and 32 of Township 19 South, Range 34 East.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the request be declined, the Trustees being of the opinion that the reservations should be retained to the State. Upon vote the motion was adopted and so ordered.

The Trustees ordered held for later meeting the following requests for allowance of protest filed after expiration of the 21-day limit:

DUVAL COUNTY—W. H. Norton, former owner  
On the ground that he did not receive notice;

NASSAU COUNTY—Janie Bell Myers, heir of  
former owner, did not receive notice;

PINELLAS COUNTY—Petition signed by 9 colored people, with statement that they had purchased under contract from former owner, but had not gotten deeds before such owner died.

Application from the City of Miami was again presented to the Trustees for conveyance of all land owned by the State under the Murphy Act in Sections 11, 12 and 14, Township 53 South, Range 39 East, Dade County, to be used by the City as a source of public water supply.

Mr. Elliot explained that the City of Miami had agreed to waive all oil and mineral rights and would also be agreeable to reservation in the deed that the land will be used for pubic purposes of Miami water supply system.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the request of the City be granted and deed executed under the provisions of Chapter 21684, Acts of 1943, with full oil and mineral reservations retained in the State; also that deed contain a reversion clause in the event the land should ever be used for any purpose other than the public water supply system of the city of Miami. Upon vote the motion was adopted and so ordered.

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Application was presented from the City of West Palm Beach, Florida, for conveyance of approximately 900 lots in subdivisions of Marimont, Marian Park and Woodlawn which the City desires for municipal golf course, parks, playgrounds and other municipal purposes. No offer was made for the land.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the request be denied and that the Secretary inform the City of West Palm Beach of recent sales to other municipalities and the consideration agreed upon. Upon vote the motion was adopted and so ordered.

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Mr. Lee recorded as being present.

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Offer of \$576 was presented from the City of Clermont, Florida, for a large number of lots located in several blocks in Clermont, in Clermont Heights, Ella Vista Heights, Highland Terraces, Hilcrest, Hillside Terrace, Indian Hills, Riviera Heights, Sunnyside Unit and Sunset Heights.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees agree to convey to the City of Clermont the lots applied for at a price of \$1 per lot, deed to be made under provisions of Chapter 21684, Acts of 1943. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline to rescind former action on application from Phifer Investment Company, that offer of

\$240 be accepted for 630 acres of land in Alachua County; that unless applicant raises its bid to \$1 an acre, the present offer be declined. Upon vote the motion was adopted.

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Application was presented from the Town of Waldo, Florida, for conveyance of Fractional Block 30, Original Waldo, for use by the Boy Scout Troop. Offer of \$10 was made for the parcel.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees grant request from the Town of Waldo and authorize conveyance under Chapter 21684 of 1943, consideration to be \$10 for the parcel. Upon vote the motion was adopted and so ordered.

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Recommendation was presented from Clerk of the Circuit Court of Putnam County, that the Trustees accept offer of \$40 from R. J. Hancock—Report No. 45—for the following described land:

Lots 1 to 6; 8 to 34; 36 to 123, and 126 to 200, all numbers inclusive, North Palatka and St. Johns River S/D of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 33, Township 8 South, Range 27 East, containing approximately 40 acres.

Mr. Elliot reported that this sale had been held up for several months as the bid was less than the one-fourth 1932 assessed value, but was in line with sales of similar type land.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept bid of \$40 from Mr. Hancock for the land described. Upon vote the motion was adopted and deed ordered executed.

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Request was submitted from Mrs. S. A. Dubbin of Miami, Florida, requesting allowance of protest to Dade County sale held August 9th—Report No. 143, at which Hazel P. and Lloyd E. Levine were high bidders. Statement was made that Mr. Dubbin has been in the Service since 1941 and on date of sale Mrs. Dubbin was ill and not able to be present; that she and her husband have owned this property for 18 years and ask that protest be allowed after the 21-day period.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees allow protest requested by Mrs. Dubbin to sale of Lots 28 and 29, Block "C", Biltmore Park, Hallandale, Florida, and authorize the Clerk to readvertise the lots upon receipt of the amount required for protest. Upon vote the motion was adopted.

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Application was presented from the City of Branford for conveyance of four lots in Suwannee County. Offer of \$38.50 was tendered for the land described as,

Lots 8, 9, 10 and 11, Block 28, Branford, Section 17, Township 6 South, Range 14 East.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees accept offer of \$38.50 for the lots applied for by the City of Branford and execute deed under the provisions of Chapter 21684, Acts of 1943. Upon vote the motion was adopted.

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Request was submitted that the Trustees eliminate oil and mineral reservation in three Charlotte County deeds, applications for which were made to the Clerk prior to adoption of the rule requiring reservation. Deeds in question involved bids from W. T. Bidwell, former owner, E. Cathcart and John R. Phillips, non-owners.

Motion was made by Mr. Mayo, seconded by Mr. Lee, to authorize deed executed to Mr. Bidwell without the reservation, but deeds to E. Cathcart and John R. Phillips contain the oil and mineral reservation. Upon vote the motion was adopted and so ordered.

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The Secretary having heretofore advised the Trustees of emergency work which he had done in connection with Murphy Act sales, payment for which was made from his personal funds, motion was made by Mr. Watson, seconded by Mr. Mayo, that Mr. Elliot be reimbursed in amount of \$41.68 for work done in his office during the month of June, 1944. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Watson, seconded by Mr. Mayo and duly adopted, that the following miscellaneous bills be approved and the Comptroller authorized to issue war-

rants in payment therefor :

The Western Union Telegraph Company, Tallahassee .....	\$ 4.86
The H. & W. B. Drew Company, Jacksonville.....	4.95
Merritt Brown Company, Jacksonville.....	3.00
Bulkley-Newman Printing Company, Tallahassee .....	43.00
J. F. Cochran, Postmaster .....	50.00
F. C. Elliot, Tallahassee.....	41.68
J. F. Cochran, Postmaster.....	60.00
<b>TOTAL .....</b>	<b>\$ 207.49</b>

The following refund checks were issued during the month of October, 1944, under authority of the Trustees November 29, 1940 :

Eva Gantimuroff c/o E. B. Leatherman, C.C.C. Dade County Miami, Florida .....	\$ 21.00
C. E. Lawhead c/o Geo. J. Dykes, C.C.C. Lake County Tavares, Florida .....	25.00
<b>TOTAL .....</b>	<b>\$ 46.00</b>

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
November 21, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present :

J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

Mr. Julius Parker, Attorney of Tallahassee, Florida,

made application to purchase Section 14, Township 47 South, Range 38 East, Palm Beach County, and offered to pay \$15 an acre if the land touched the highway, or if not, the bid would be \$10 an acre.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees advertise the land for competitive bids based on offer made by Mr. Parker. Upon vote the motion was adopted and so ordered.

Mr. Julius Parker asked that the Trustees take action on request heretofore made that quitclaim deed be issued releasing rock reservation retained by the State in deed issued in 1919; that the title had come down to a party by the name of Dixon who had contracted to sell to James Kelly, his (Parker's) client, and he did not want to purchase with the reservation in the deed.

Mr. Lee, Chairman, advised Mr. Parker that only three members were present and no action would be taken until the other members could be present.

Motion was made by Mr. Larson, seconded by Mr. Mayo, and adopted, that the following list of salaries be approved and that the Comptroller be authorized to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary.....	\$ 400.00
F. Elgin Bayless, Chief Clerk Land Office .....	\$ 350.00
Less Insurance .....	2.95
	<hr/> 347.05
M. O. Barco, Secty.-Clerk Land & Taxes.....	175.00
Jentye Dedge, Secty.-Clerk Records & Minutes.....	175.00
H. L. Shearer, Clerk Land Office.....	75.00
J. B. Lee, Guard Timber Tract.....	20.00
David B. Ericson, Ass't. Geologist.....	250.00
W. B. Granger, Rent Agent.....	50.00
S. S. Savage, Field Agent.....	10.00
Protective Life Insurance—	
Ralph Newman Agencies.....	2.95
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TOTAL .....	\$1,505.00

#### SUBJECT UNDER CHAPTER 18296

Motion was made by Mr. Larson, seconded by Mr. Mayo

and adopted, that the following list of salaries be approved and that the Comptroller be authorized to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper.....	\$ 250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk.....	\$ 175.00
Less Insurance .....	2.92
	<hr/> 172.08
M. O. Barco, Secty.-Clerk Land & Taxes.....	25.00
Jentye Dedge, Secty.-Clerk Records & Minutes.....	25.00
F. C .Elliot, Secretary.....	50.00
Lucile J. Kennedy, Clerk.....	135.00
Mildred F. Scott, Clerk.....	150.00
Vivian A. Dedicos, Clerk.....	115.00
Aetna Life Insurance Co.—	
Ralph Newman Agencies.....	2.92
TOTAL .....	\$1,250.00

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Upon motion duly adopted the Trustees adjourned.

J. M .LEE,  
Comptroller—Acting Chairman.

ATTEST: Jentye Dedge,  
Acting Secretary.

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Tallahassee, Florida,  
November 24, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

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F. E. Bayless, Land Clerk.

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Mr. Bayless informed the Board that with reference to Lease No. 360 to T. C. Douglas of Welaka, Florida, Mr. Douglas had represented to him that the islands in the St. Johns River, covered by said lease, were tidal, overflow,

sovereignty lands and were unoccupied at the present time.

Mr. Thomas B. Dowda, representing E. H. Morris, stated that his client had had possession of said islands since 1918; had paid taxes on them continuously since that date and that he has been and is now operating several shad hauls on said islands. Mr. Dowda also stated that they did not care to bring up the question of title at this time, but in the interest of his client, who has invested several thousand dollars in improvements on the fishing grounds covered by said lease, he desired that the Trustees cancel the Douglas lease and allow all interested parties to appear before the board at a later date with all facts so that the interest of the various parties could be presented and protected.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Lease No. 360 be cancelled and Mr. Douglas notified that there would be a hearing on the question at a meeting which will be arranged at a later date; also that a cancellation instrument be prepared, executed and delivered at this time. Upon vote the motion was adopted and so ordered.

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Mr. Julius Parker, Attorney of Tallahassee, Florida, appeared before the Board having further reference to request of his client that quitclaim deed be issued covering rock and soil reservations retained by the Trustees in Deed No. 16735-A, dated February 13, 1919, conveying Hiatus Lot between Townships 53/54 South, Range 40 East, Dade County.

Letter was read from the Attorney General to the effect that since the canal has been completed there would seem to be no need to retain the reservation on the remainder of the land and that the Trustees would be authorized to quitclaim the reservation for canal purposes, excepting the reservations deeded to the Board of Commissioners of Everglades Drainage District.

In view of opinion from the Attorney General, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees follow Mr. Watson's opinion and authorize the Attorney General to prepare the necessary papers quitclaiming the rock reservation, said deed to be submitted to the full board for approval. Upon vote the motion was adopted and so ordered.

Upon motion duly adopted, the Trustees adjourned.

J. TOM WATSON, Attorney General,  
Acting Chairman.

ATTEST: F. E. Bayless,  
Acting Secretary.

Tallahassee, Florida,  
November 28, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

The Secretary submitted Minutes of the Trustees for approval.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve Minutes of September 12, 13, 19, 22, 26, October 3, 17 and 24, 1944, as submitted. Upon vote the motion was adopted and so ordered.

Appearing before the Trustees were L. L. Stuckey, R. G. Johnson, Jr., J. M. Elliot, T. W. Knight, W. G. Hull, P. M. Cate and Mr. Pope, representing Richlands, Inc.

Mr. Stuckey, on behalf of the Company, requested renewal of Lease No. 18284 granted Richlands, Inc., in March, 1935, involving approximately 3130 acres of land in Pelican Bay, for which renewal they had heretofore offered \$15,000 annually. Mr. Stuckey also read amendment to original lease dated August 12, 1936, which provided for preferential right in renewal of lease. Auditor's report, on the value of permanent and removable property placed on the land by the Company, was discussed. Mr. Stuckey explained that the expenditures listed by the State Auditor

only took into consideration amounts spent by the company but did not reflect amounts expended by individuals, which ran into thousands of dollars.

Mr. Mayo stated that a tentative offer of \$25,000 annually had been made to the Trustees for lease on the land and that he would not be agreeable to accepting a less amount; also that any new lease should carry a cancellation clause in the event the land should be required for use by the State; that it would be only a matter of time when the State Farm at Belle Glade would have to be expanded to meet requirements for producing food for the other State institutions and the Pelican Bay land was desirably located for that purpose.

Executive session was requested by the Attorney General, at the conclusion of which the delegation was called in and the Governor reported that he was authorized by the Trustees to inform Richlands, Inc., as follows:

First: That the Trustees recognize the fact that the company has put in improvements, and the Board wants to see lessee given preferential consideration in line with arrangements made in August, 1936;

Second: The Board feels that it will soon be advisable for the State to take over all, or a part, of the land for production of food crops by convict labor;

Third: The Board feels that if the land was advertised for competitive bidding, offers of \$30,000 or more would be received for a lease, but for various reasons it would be preferable to deal with the present lessee.

Upon these considerations the Trustees are willing to extend lease of Richlands, Inc., for a period of ten (10) years upon the following terms and conditions:

1. That the extended time of the lease be for ten (10) years, with right of cancellation by the State, for its own use; that the right of cancellation be made applicable to units as the State might want to take over a part of the area but not all; that six months notice would be given;
2. That the annual rental be \$25,000, or if preferred by Richlands, Inc., the Trustees would advertise the lease for competitive bidding, it being their opinion that offers in excess of \$30,000 would be made;

3. That the new lease would eliminate any preferential right in favor of lessee, the Trustees feeling that due consideration had been given lessee in the first instance by allowing them to remove the removable property, and that the low rental agreed upon for the land was with the idea that the Trustees would receive the value accruing to the land, represented by permanent improvements. In addition the action of the Board in 1936, amending the lease and giving lessee preferential rights, was without consideration.

Mr. Stuckey inquired whether or not Richlands, Inc., would be allowed to remove removable improvements at the termination of the second ten-year lease; also asked that notice period be more than six months.

Discussion was had on these points and agreement reached that Richlands, Inc., would be allowed to remove buildings, machinery and removable equipment, but all other preferential rights would be eliminated. With reference to cancellation notice, it was agreed that the Trustees would give notice on or before January 1st that termination of the lease, as to any part or the whole tract, would become effective July 1st following. That is to say that the latest date which the Trustees could exercise right of cancellation would be January 1st of any year, to become effective July 1st following.

Upon suggestion that Mr. Stuckey and associates might desire to talk the proposal over, they retired from the meeting.

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#### AFTERNOON SESSION.

All members present except Attorney General.

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Mr. Mayo reported that Mr. Stuckey had advised him that Richlands, Inc., would accept the proposal made by the Trustees at the morning session to renew Lease No. 18284 dated March 22, 1935, for another ten (10) years, upon the terms outlined by the Governor.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that the Trustees authorize renewal of Lease No. 18284, expiring March 22, 1945, in favor of Richlands, Inc., for a period of ten (10) years on the following terms and conditions:

1. Rental price, \$25,000.00 annually;
2. Ten (10) year lease with right reserved to the Trustees of cancellation on any July 1st, with notice of such cancellation to be given on or before January 1st prior thereto;
3. Cancellation to apply to the whole area, or any of the integral parts separately farmed;
4. The right of lessee to remove buildings, machinery, and movable equipment, but no other preferential right of any kind;
5. That the Attorney General be authorized to draw the necessary lease.

Upon vote the motion was adopted and so ordered.

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The Trustees having set this date for meeting with representatives of Magnolia Petroleum Company, R. Murray Johnson, Henry C. Cortes, Wallace Hawkins, General Attorney, R. T. Wilkinson, Van Camp and E. E. Wilkinson, Chief Engineer, were present. Request was made for oil and gas lease as provided under the terms of the exploration contract and option to Lease No. 223 assigned by Florida Land and Exploration, Inc., to Magnolia Petroleum Company April 18, 1944.

Mr. Johnson stated that exploration work had been going according to the contract and that reports had been filed with the Trustees and maps submitted showing the areas to be leased, and they were applying for lease at this time.

Upon inquiry from the Governor, Mr. Elliot and Mr. Bayless stated that all reports, maps, plats and other data had been filed as required, and checked by them with Mr. Ericson.

Mr. Elliot stated that Mr. Cortes had given considerable information on the seismograph work and that he had gone over with him the description to be made a part of the lease; that said descriptions had been checked against the maps and the areas set out in the contract, but formal application with check had not been furnished.

Mr. Hawkins informed the Board that the formal application was being drawn and would be ready for presentation during the afternoon; that a surveyor had been working on the descriptions for the past four months so there

could be no question as to their correctness, and to each description would be attached a map of that location, all of which would be presented with the application and check for rental.

Governor Holland stated that the Attorney General had expressed the opinion that it would be desirable to withhold action on this application until the Supreme Court renders its decision which involves the right of the State to lease sovereignty land. Also it has been the policy of the Trustees to have a written application, accompanied by check, with list of the lands desired under lease, and that these be checked and verified by the Trustees before taking action.

Later during the meeting Mr. Hunter submitted written application, accompanied by check for \$7,500.00, for lease on the area covered by their contract; that they feel they have found locations desirable for drilling and would like to go ahead and start a well; that their engineer and geophysicist are here and if there are any questions the Board would like to ask them, they would be glad to have them do so; that they have drawn the lease and it has been drafted word for word with the form attached to the contract and they would like to satisfy the Board that they have complied with the obligations of the agreement.

Upon inquiry from the Governor, Mr. Elliot and Mr. Bayless stated that there had been nothing left undone under the terms of the contract.

The Governor stated that the only thing to be done was checking the descriptions and maps on the 6 off-shore areas; 5 areas in bays and sounds and four areas in the rivers.

Comptroller Lee stated that with the assurance that there was no lawsuit affecting the lands applied for, he would make the motion that the Trustees authorize lease in favor of Magnolia Petroleum Company according to the terms of Contract No. 223 subject to checking by the Engineer and Land Clerk that the lease in every respect comply with the exploration contract. Motion seconded by Mr. Larson.

Governor Holland stated that before the motion was adopted he would like the representatives of Magnolia Petroleum Company to be fully informed of the two suits now pending that might affect the lease, one being the question of advertisement where the area was in excess of

320 acres, and the other the question of whether the Legislature has the authority to authorize leases or any other disposition of the sovereignty lands of the State.

Mr. Hawkins replied that the Company had followed the litigation closely and if the leases were valid that would be all right, and if invalid they would take their chances, but if there was any invalidity they would like the Trustees to try and cure the defect.

Governor Holland stated that he wanted it in the record that attention was called to the two suits and that the representatives of the Magnolia Company had stated in open meeting that they were fully familiar with the issues and were willing to take a chance on the leases.

Mr. Hawkins replied that they were aware that if the suits went against the Trustees, the lease would be invalid and in that event they would like to have their remedy with the legislature.

Governor Holland suggested that the Attorney General be informed of the position of the members present and allow him opportunity to express his views, whereupon, Mr. Watson was called to the meeting and the Governor related what had been done, concluding with the statement that he was inclined to concur with the Attorney General that it would be better to await the decision of the Supreme Court in the two suits before taking action on Magnolia's application for lease.

Mr. Watson explained that his views on this subject had been fully set forth in a letter several months ago in passing on a similar request—Scranton application under the Blanchard contract—and since the two cases in question have been argued and briefed there would be very little gained to grant lease requested before decision will be rendered by the Supreme Court; that as Attorney General he will be glad to assist in drawing the lease if the Board desires to take action at this time; that he understands from Mr. Ervin in his office that there are one or two minor points that he would suggest having changed; that personally he would not sign any lease until a decision has been rendered in the two cases, but that his failure to sign would not affect the validity of the lease.

Comptroller Lee stated that he had made the motion, not with any disregard for the views of the Attorney General, but with the idea that it might speed the drilling of a well on the lands applied for.

Mr. Watson asked that he not be recorded as present and voting on this subject as he was present only in an invited capacity but not to take any official part in the meeting.

Motion having been made by Mr. Lee to grant the lease, seconded by Mr. Larson, the question was put and the motion adopted.

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Mr. Bayless presented offer of \$200.00 from Archie Clement of Tarpon Springs, Florida, on behalf of Harry Johns, for the purchase of a sovereignty island in the Anclote River, containing approximately 2.21 acres in SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34, Township 26 South, Range 15 East, Pasco County.

Upon recommendation of the Land Clerk that the land be advertised on the basis of \$150 an acre, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$200 for the Island, and make counter proposal to advertise for bids, provided Mr. Johns will agree to bid not less than \$150 an acre on date of sale. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo to decline offer of \$50 an acre from E. M. Baynes of West Palm Beach, Florida, and make a counter proposal to accept \$100 an acre for 17.78 acres of reclaimed land at the North end of Lake Mangonia in Section 5, Township 43 South, Range 43 East, Palm Beach County. Motion seconded by Mr. Larson and upon vote adopted.

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Mr. Julius Parker of Tallahassee, Florida, came before the Trustees with request that the full board approve release of certain reservations, as authorized by three members on November 24th, involving Hiatus Lot between Townships 53/54 South, Range 40 East, Dade County. Mr. Parker explained that his client had an option to purchase the land but being advised that the reservation retained by the State to take rock from any part of the area created a cloud on the title, it was for that purpose that quit claim was requested.

Governor Holland and Mr. Lee, who were absent at the November 24th meeting, expressed approval of the action of the other three members, whereupon, motion was made by Mr. Lee, seconded by Governor Holland, that the action of the three members on November 24th, authorizing the drafting of quit claim deed for releasing the rock reservation, be adopted; also that the opinion of the Attorney

General, as to coral rock not having been included in reservation in the deed, be approved. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$100 an acre from J. A. Dulany of Pahokee, Florida, and make counter proposal to accept \$200 an acre for approximately  $\frac{1}{2}$  acre of lake bottom property adjacent to his upland in Section 17, Township 42 South, Range 37 East, along Pelican River in Palm Beach County.

Upon vote the motion was adopted and so ordered.

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Offer of \$75 was presented from Dewey P. Allen of Inglis, Florida, for timber on Lots 1, 2, 4, 5, 10, 11 and 12 in Section 36, Township 16 South, Range 15 East, Levy County.

Agent's report shows 18,000 feet of timber on the land and it was recommended that a price of \$180 be placed on the timber.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to decline offer of \$75 and make counter proposal to accept \$180 for the timber on the land described. Upon vote the motion was adopted and so ordered.

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Application was submitted from Finis Horn of Wauchula, Florida, offering \$3 an acre for

$N\frac{1}{2}$  of  $N\frac{1}{2}$  of Section 3;  $NE\frac{1}{4}$ ,  $N\frac{1}{2}$  of  $NW\frac{1}{4}$  and  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$  of Section 4, All in Township 40 South, Range 26 East, Charlotte County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the land for competitive bidding based on the offer of \$3 an acre. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Lee, that the Trustees decline offer of \$2.50 an acre submitted by Mr. Julius Parker, on behalf of Winifred Madden of Lexington, Kentucky, for the  $W\frac{1}{2}$  of Section 30, Township 55 South, Range 36 East, Dade County, the said land being located within the proposed Everglades National Park area. Upon vote the motion was adopted and so ordered.

In connection with this land, Governor Holland reported

that a recent act of Congress provided for taking over of the proposed Park area with oil and mineral rights to be retained by the State. Also that opinion of the Attorney General holds that the Trustees are not authorized to lease these rights.

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The Trustees deferred action until December 19th on applications from James A. Dew of West Palm Beach, Florida, to purchase land in Section 31 of Township 43 South, Range 40 East, and in Section 6, Township 43 South, Range 39 East. It was so ordered.

Application was presented from Jim Beardsley, on behalf of M. C. Keen, offering \$450.00 for 8.78 acres of marginal land in

Section 19, Township 43 South, Range 35 East,  
Palm Beach County.

Mr. Bayless stated that the land is located on the North side of State Highway No. 25, at the west end of the County; a number of families have been occupying the land and request that they be allowed to purchase at a price of \$50 an acre. Mrs. Clara Haven of Clewiston, Florida, represents the occupants.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer from Mr. Beardsley, and that Mr. Bayless work out a proposal for sale to clients of Mrs. Haven along the line of recent arrangement with parties living on Porpoise Island in Lee County. Upon vote the motion was adopted and so ordered.

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Application was presented from Julien Southerland of Miami Beach, Florida, on behalf of Miami Beach Heights, Inc., offering \$100 an acre for a tract of submerged land adjacent to upland property owned by the company in Section 26, Township 52 South, Range 42 East, located south of Baker's Haulover in Dade County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees decline offer and make counter proposal to sell the tract at a price of \$250 an acre. Upon vote the motion was adopted and so ordered.

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Offer of \$1.50 an acre was submitted from C. C. Towns

of Palm Beach, Florida, for land in

Sections 19, 20, 29, 30, 31, 32 and 33, Township  
41 South, Range 42 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, to decline offer from Mr. Towns. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$1,500 from J. P. Walker of Miami, Florida, for Little Conch Key, containing approximately 2½ acres in Monroe County. The land is located offshore on the Atlantic side of Overseas Highway and is opposite the area recently sold to Mr. Frank Coward.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the key be advertised for competitive bidding. Upon vote the motion was adopted and so ordered.

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Application was presented from James W. Scott, Okeechobee, Florida, to lease an island at the north end of Lake Okeechobee, locally known as Eagle Bay Island, comprising approximately 50 acres. Offer of \$25 for one-year lease was made, the area to be used as a hog range.

Motion was made by Mr. Mayo, seconded by Mr. Lee, to accept offer from Mr. Scott and authorize lease for one year upon payment of \$25.00. Upon vote the motion was adopted and so ordered.

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Application was presented from V. L. Barothy of the U. S. Coast Guard, Miami, Florida, for five-year lease on an area known locally as "Wilson Key," comprising approximately one acre in Section 22, Township 63 South, Range 37 East, Monroe County, for which he offers \$10 annually.

Motion was made by Mr. Mayo that the Trustees accept offer from Mr. Barothy and authorize five-year lease on the parcel applied for upon payment of \$10 annually. Motion seconded by Mr. Larson and adopted.

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Offer of \$60.00 was presented from H. M. Forman of Fort Lauderdale, Florida, for partial release of Mortgage No. 17834, affecting 2.4 acres described as

That part of Tract 4, Tier 51, Newman's Survey,  
Section 22, Township 50 South, Range 41 East.

Mr. Bayless informed the Board that this tract was included in sale made in June, 1927, to J. W. Tourtellott at a price of \$60 an acre; that cash payment of \$15 was made on date of sale but no further payments made and the mortgage has not been foreclosed as yet. Offer of \$25 an acre is in line with values in that area at present.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees release from Mortgage No. 17834 the 2.4 acres applied for by Mr. Forman upon payment of \$60.00. Upon vote the motion was adopted and so ordered.

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Request was presented from Harley Watson of Arcadia, Florida, for deed to 9.70 acres, being a part of land included in Contract No. 18475 in Section 3, Township 44 South, Range 35 East, Palm Beach County, and used by Atlantic Coast Line Railroad as right-of-way. \$3,200 has been paid on the contract, and Mr. Bayless recommended that request be granted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant request of Mr. Watson and execute deed in favor of Atlantic Coast Line Railroad.

Upon vote the motion was adopted and so ordered.

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Application was presented from S. J. Rudasill of Sebring, Florida, for deed to

Lot 6, Section 29, Township 35 South, Range 31 East, containing 16.47 acres in Okeechobee County.

Mr. Bayless reported that the land was under Contract No. 18643 in favor of Mr. Rudasill, purchased at a price of \$30 an acre and that payments in excess of \$2,500 had been made on the contract.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees grant request of Mr. Rudasill and have deed executed to the parcel described. Upon vote the motion was adopted and so ordered.

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Application was presented from Florida Inland Navigation District for easement grant for depositing spoil material in the Stranahan River, south of Fort Lauderdale, in Sections 11 and 14 of Township 50 South, Range 42 East, Broward County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that request be granted and easement executed for the area described. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented wire from Mr. Evans Crary of Stuart, Florida, asking that lease authorized in favor of Sperti, Inc., for taking seaweed from Indian River, be transmitted at the earliest date possible as the Company was ready to start construction of the plant.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that lease be transmitted as soon as executed. Upon vote the motion was adopted and so ordered.

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Application was presented from R. G. Johnson, Jr., to purchase Section 5, Township 43 South, Range 38 East, Palm Beach County, and offer of \$10 an acre was made for the section.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the land be advertised for competitive bidding, based on an offer of \$10 an acre. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented offer of \$750.00 cash from R. C. Johnson for purchase of

Lots 1, 2 and 3, Section 5;  
 Lots 1, 2, 3, 4, 5, 6, and  $N\frac{1}{2}$  of  $NE\frac{1}{4}$ , and  $SE\frac{1}{4}$   
 of  $NE\frac{1}{4}$ , Section 6;

Township 2 South, Range 31 West; and  
 Lots 1, 2, 3, 4 and  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$  of Section 1,  
 Township 2 South, Range 32 West;

Containing in all 593.66 acres in Escambia County.

Explanation was made that this was the same land applied for by Crawford Rainwater in 1942 as being located on the Perdido River and Eleven Mile Creek, but owing to protests, to closing of the road to the fishing camp located on the River, the sale was not consummated. The land was appraised in 1942 at \$1,692.54.

Also a second offer was submitted from Cad L. Hertz for a portion of the area, being \$300.00 for Lot 2 of Section 1,

Township 2 South, Range 32 West—10.39 acres. Mr. Hertz now operates a fishing camp on this lot and agrees that if he is allowed to purchase that the public will be allowed to use the shore as they now enjoy.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$750 from R. C. Johnson for purchase of the whole tract. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to sell Lot 2 applied for by Mr. Hertz, but that counter proposal be made to lease the lot for a period of five (5) years at a yearly rental of \$25.00, conditioned that the public use of the area not be interfered with. Upon vote the motion was adopted and so ordered.

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Mr. H. M. Forman of Fort Lauderdale, Florida, submitted offer of \$26 an acre for purchase of

Tract 8, Section 25, Township 50 South, Range 41 East, containing approximately 20 acres in Broward County,

which tract, he stated, was located within his pasture.

Mr. Elliot explained that the title to this tract vested in the Trustees under the provisions of Chapter 14717—Everglades Act—and at one time was offered to Mr. Forman at \$20 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept \$26 an acre for Tract 8, applied for by Mr. Forman. Upon vote the motion was adopted and so ordered.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received by the Trustees for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	10-25-44	35
Baker	10-17-44	1
Baker	11- 2-44	2
Bay	8- 7-44	9
Bay	8-21-44	2

Bay	10- 9-44	9
Bay	11- 6-44	10
Brevard	8-15-44	24
Brevard	10-17-44	33
Clay	10- 7-44	3
Clay	11-13-44	6
Columbia	10-25-44	10
Dade	10-13-44	24
DeSoto	11- 6-44	4
Dixie	11-20-44	1
Duval	10- 5-44	168
Escambia	10-30-44	12
Flagler	11- 6-44	1
Hamilton	10- 9-44	34
Hardee	10- 2-44	6
Hendry	8-21-44	119
Hernando	10-16-44	8
Hillsborough	10-16-44	79
Hillsborough	10-30-44	46
Holmes	11- 6-44	1
Indian River	10-16-44	11
Indian River	11-13-44	18
Jackson	11-13-44-	19
Jefferson	10- 9-44	11
Lake	10- 9-44	44
Madison	10- 2-44	5
Madison	11- 6-44	2
Manatee	10- 2-44	13
Manatee	11- 6-44	22
Marion	10- 2-44	50
Marion	11- 6-44	35
Martin	7-24-44	4
Martin	8-21-44	13
Okeechobee	10-16-44	1
Okeechobee	11-20-44	10
Orange	10- 2-44	39
Orange	11- 6-44	48
Osceola	10-16-44	24
Palm Beach	10-13-44	54
Palm Beach	10-13-44	5
Pasco	10- 2-44	20
Pasco	11- 6-44	13
Polk	9-29-44	69
Putnam	10- 3-42	3
Putnam	12- 5-42	5
Putnam	10- 7-44	42
Putnam	11- 4-44	18

Sarasota	11- 6-44	34
Seminole	10- 9-44	30
Seminole	11-13-44	25
St. Johns	10-12-44	15
St. Lucie	11- 6-44	30
Sumter	10- 9-44	18
Sumter	11- 6-44	11
Suwannee	10- 9-44	7
Suwannee	11- 6-44	28
Taylor	11- 3-44	2
Taylor	11-10-44	2
Taylor	11-17-44	2
Union	11- 7-44	1
Volusia	10- 2-44	23
Volusia	10-16-44	20
Volusia	11- 6-44	46
Wakulla	7-19-44	15
Wakulla	8-24-44	2

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed above and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Application was present from Napoleon B. Broward Drainage District to purchase all Murphy Act land within said district, East of State Road No. 26 and South of North New River Canal in Broward County. The District offers the regular base bid for joint sale with Everglades Drainage District, which is ten (10) times the 1941 acreage tax rate for Everglades Drainage District taxes, to be divided equally between the State and the District. The application covers approximately 6700 acres and the district desires to get title in the land back into private ownership and on the tax roll. Mr. Forman agreed that the District would allow any former owner to purchase his property at the same price the District paid the State plus actual costs of handling.

Motion was made by Mr. Larson that the Trustees accept the offer made by Mr. Forman, on behalf of the District, on the terms and conditions set forth, and authorize conveyance under Chapter 21684, Acts of 1943. Motion seconded by Mr. Mayo and upon vote adopted.

Mrs. Berta Ivey George of Branford, Florida, appeared before the Trustees and made complaints about the handling of taxes and county matters in general, including tax sales, in Suwannee County, and asked that an investigation be made of the conditions existing.

Upon questioning by several members, Mrs. George failed to give information on which to base an investigation by the State, and no action was taken.

Mr. Elliot reported that \$75,000.00 would be available for transfer to General Revenue from receipts under the Murphy Act for November, 1944.

#### TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer

For transfer to General Revenue Fund.....\$75,000.00

Upon motion duly adopted the Trustees adjourned:

SPESSARD L. HOLLAND,  
Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
December 11, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.

J. M. Lee, Comptroller.

Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.

Mr. Lawrence A. Truett, on behalf of Indiantown Development Company, (Seaboard Air Line Railway) submitted written proposal to the Trustees requesting exchange of certain Murphy Act land in Manatee County for land owned by the Company in Martin County.

Mr. Truett explained that Indiantown Development

Company desired the site at Bradenton for the building of defense houses; that the State land applied for was desirable for the purpose and if possession could be given immediately the agency holding the contract for the building program would be located at Bradenton, otherwise some other place would be selected. The land owned by the Company comprises 192.2 acres and the Murphy Act land contains, as estimated, 3.7 acres. The Company agrees to convey Martin County land to the State free and clear of all liens and will take title from the State to the Murphy Act lands subject to any outstanding liens.

Upon discussion of the proposal, motion was made by Mr. Mayo, seconded by Mr. Lee and adopted, that the Trustees authorize exchange as requested, the Trustees to convey Murphy Act land under provisions of Chapter 21684, subject to any outstanding liens, and that deed from Indiantown Development Company convey title to the State, free and clear of all liens or encumbrances, the land involved in such exchange being described as follows:

State Owned Land in Manatee County—

Lots 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14, inclusive, of Block "D", and Lots 5, 6, 7, 10, 11, 12, 13 and 14, inclusive, of Block "E", of Pinedale Subdivision; and That part owned by the State of Florida of Lots 1, 2, 3 and 4, and all of Lots 5, 6, 7 and 8 of Block "D" of Graham Subdivision, all containing an area estimated to be approximately 3.7 acres, to be exchanged for

Land in Martin County Owned by Indiantown Development Company—

The SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 15, and the N $\frac{1}{2}$  of N $\frac{1}{2}$ , less the West 180 feet and less right of way of Florida East Coast Railway, in Section 22, Township 39 South, Range 37 East, containing 191.2 acres, more or less, in Martin County, Florida.

The Trustees ordered that the proper deed of conveyance be drawn, executed and delivered to Indiantown Development Company..

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,

Governor—Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
December 19, 1944

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. M. Lee, Comptroller.  
J. Edwin Larson, Treasurer.  
J. Tom Watson, Attorney General.  
Nathan Mayo, Commissioner of Agriculture.

F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

Mr. Elliot presented for approval the Minutes of the Trustees dated November 14, 21, 24 and 28, 1944.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the Minutes as submitted by the Secretary.

Upon vote the motion was adopted and so ordered.

Pursuant to action of the Trustees on application from Julius Parker of Tallahassee, Florida, on behalf of clients, Rafael Muniz Rodriguez and Antonio Muniz Rodriguez, the following Notice was published in the Palm Beach Post in the issues of November 17, 24, December 1, 8 and 15, 1944:

# NOTICE

Tallahassee, Florida, November 14, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, December 19th, the fol-

lowing described lands in PALM BEACH COUNTY:  
 PARCEL No. 1

All Section 8 lying East of Canal,  
 All Sections 9 and 10, Township 47 South, Range  
 38 East;

PARCEL No. 2

All Sections 16, 17, 21 and 22 lying East of Canal,  
 All Sections 15, 23 and 24, Township 47 South,  
 Range 38 East.

THIS NOTICE is published in compliance with Section 270.07, Florida Statutes 1941.

The Trustees of the Internal Improvement Fund and the State Board of Education reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida, and the State Board of Education.

SPESSARD L. HOLLAND, Governor.

Attest: F. C. Elliot, Secretary.

Trustees I. I. Fund.

Mr. Bayless reported that for the lands in Parcel No. 1 Mr. Parker had offered \$15 an acre, and for those in Parcel No. 2 he had offered \$10 an acre.

The descriptions were read out and upon call for bids, Mr. Parker requested that the bids be made on the parcels as advertised and not on separate sections or parts of sections; that he was representing the same interests which had bought a large acreage from the State and the parcels now applied for were to fit in and join with the development of the entire area, and he felt the State would derive more benefit from a sale to his clients for the whole tract than to allow individual bids on separate parcels.

Other bidders being present, it was announced that bids would be received for the parcels as a whole or in separate tracts.

Mr. Parker stated that through error he had asked for Section 24 of Township 47, Range 38, to be advertised along with other lands but had intended requesting Sec-

tion 14; that Section 14 was now being advertised for later sale and he would like to have Section 24 withdrawn from his **application**.

There being no objection, Section 24 was withdrawn from the application.

At the request of Mr. A. R. Richardson bids were called for on Section 8 lying East of the Canal, containing 346.94 acres. Starting with an offer of \$15 competitive bids were offered by Mr. Richardson and Mr. Parker resulting in a high bid of \$16.60 an acre from Mr. Parker on behalf of his clients. Also Sections 17, 21 and 22 were offered with bid starting at \$15 an acre. No other bids were received.

Bids were called for on Sections 9 and 10, starting at \$10 an acre. Competitive bids were made by Mr. Richardson and Mr. Parker, resulting in the highest bid being made by Mr. Parker in amount of \$11.51 an acre. Also Sections 15 and 23 were offered and the highest bid received was \$10 an acre from Mr. Parker.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept bids submitted by Mr. Parker, which were the highest, as follows:

Section 8 lying East of Canal—\$16.60 an acre;  
Sections 17, 21 and 2 lying East of Canal—\$15  
an acre;

Sections 9 and 10—\$11.51 an acre, and  
Sections 15 and 23—\$10 an acre.

Upon vote the motion was adopted and the offers accepted.

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Pursuant to application from Mr. A. R. Richardson, on behalf of client, F. L. Rutledge, for land in Palm Beach County, the following Notice was published in the Palm Beach Post November 18, 25, December 2, 9 and 16, 1944:

#### N O T I C E

Tallahassee, Florida, November 15, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA, offer for sale to be sold to the highest

bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, December 19th, 1944, the following described lands in PALM BEACH COUNTY:

All Section 32, Township 44 South, Range 38 East, containing 640 acres.

This land will be sold subject to grazing lease No. 111, held by Shore Acres Plantation, Inc. expiring July 10, 1950.

This notice is published in compliance with Section 270.07, Florida Statutes 1941.

The Trustees of the Internal Improvement Fund of the State of Florida reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary

Trustee I. I. Fund

Description of the land was called out with explanation that sale would be made subject to Grazing Lease No. 111 to Shore Acres Plantation, Inc., expiring July 10, 1950. Competitive bidding started at \$15 an acre from A. R. Richardson and continued between Mr. Richardson and Mr. R. E. L. Braddock until a bid of \$21 was made by Mr. Braddock.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$21 an acre from Mr. Braddock on behalf of Shore Acres Plantation, Inc., for Section 32, Township 44 South, Range 38 East. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees on application from James A. Dew of West Palm Beach, Florida, the following Notice was published in the Palm Beach Post on November 17th, 24th, December 1st, 8th and 15th, 1944:

#### N O T I C E

Tallahassee, Florida, November 15, 1944

NOTICE is hereby given that the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE

OF FLORIDA AND THE STATE BOARD OF EDUCATION, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, December 19th, 1944, the following described lands in PALM BEACH COUNTY:

TRACT No. 1,

All Section 25, Township 44 South, Range 38 East,

TRACT No. 2,

All Section 6, Township 44 South, Range 40 East,

TRACT No. 3,

All that part of Section 22 South and West of Conner's Highway,

All Section 28, Township 43 South, Range 39 East,

TRACT No. 4,

All Section 36, Township 44 South, Range 38 East.

This notice is published in compliance with Section 270.07, Florida Statutes 1941.

The Trustees of the Internal Improvement Fund and the State Board of Education reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being offered for sale, Mr. James A. Dew was the only bidder with the following offers:

All of Section 25, Township 44 South, Range 38 East, \$10 an acre;

All of Section 6, Township 44 South, Range 40 East, \$15 an acre;

Part Section 22 of Township 43 South, Range 39

East, \$17.50 an acre, and

All Section 28, Township 43 South, Range 39  
East, \$15 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept bids made by Mr. Dew for the lands advertised. Upon vote the motion was adopted and so ordered.

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Pursuant to action of the Trustees on application from John R. Adams of Jacksonville, on behalf of V. A. Stevens, the following Notice was published in the Jacksonville Times Union on November 25, December 2, 9, 16 and 23, 1944:

### N O T I C E

Tallahassee, Florida, November 23, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for sale, subject to objections only, at Tallahassee, Florida, at 12:00 o'clock NOON, December 19th, 1944, the following described lands, in DUVAL COUNTY:

Submerged lands lying North of Lots 1 and 2, D. P. Davis S/D, according to plat recorded in Plat Book 6, page 57, current public records of Duval County, Florida, in Section 1, Township 2 South, Range 27 East, Duval County, Florida, described as follows:

Beginning at Northeast corner of Lot 1 of said subdivision,

thence North 16° 15' East 100 feet to a point;  
thence, North 73° 45' West 45 feet to a point;  
thence, North 16° 15' East 300 feet to a point;  
thence, North 73° 45' West 50 feet to a point;  
thence, South 16° 15' West 300 feet to a point;  
thence, North 73° 45' West 45 feet to a point;  
thence, South 16° 15' West 100 feet, more or less,  
to Northwest corner of Lot 2;

thence, Easterly along shore line of St. Johns River 140 feet, more or less to beginning, containing  $\frac{1}{4}$  acres, more or less.

This Notice is published in compliance with Sections

253.12 and 253.13, Florida Statutes 1941.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

SPESSARD L. HOLLAND,  
Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustees I. I. Fund.

Mr. Bayless informed the Board that Mr. Stevens had offered \$25 for the  $\frac{1}{4}$  acre and that the price was in line with sales of similar areas.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees consummate sale in favor of Mr. Stevens at the price offered, plus advertising costs. Upon vote the motion was adopted and so ordered.

Application was presented from A. A. Poston, on behalf of F. J. Lewis, to purchase at \$1.50 an acre,

Sections 19, 20, 29, 30, 31, 32 and 33 of Township  
41 South, Range 42 East, containing 4,200 acres  
in Palm Beach County.

Mr. Poston was present and furnished information that the land was located in Loxahatchee Slough and that Mr. Lewis planned to develop the property for grazing purposes.

Motion was made by Mr. Watson that the land be advertised for bids but not on the basis of \$1.50 an acre. Motion seconded by Mr. Lee and upon vote adopted.

Application was presented from Duval Engineering and Contracting Company of Jacksonville, Florida, for renewal of Shell Lease No. 158 for a period of four years, with rental payments of seven cents (7¢) per cubic yard for shell removed from State land and one-half cent ( $\frac{1}{2}$ ¢) per cubic yard for all shell removed from privately owned property; lease to be exclusive. Mr. Bayless explained that the company had been operating under a three-year lease which expired in March this year, had paid considerable royalty over that period and had continued monthly payments to the present time; that the royalty of seven and one-half cents ( $7\frac{1}{2}$ ¢) had been paid, 5 cents per cubic

yard to the Conservation Department and 2½ cents per cubic yard to the Trustees.

Mr. Turner Butler, representing the Duval Engineering and Contracting Company, was present and stated that his client felt that he had been paying twice for shell taken from privately owned land, but owing to uncertainty of ownership in the marsh areas, the property lines being in doubt, he had operated on that basis for more than three years but was not willing to continue unless lease could be renewed on the basis of application now before the Board. He said that the Trustees had recently granted a lease in West Florida to a competitor of his client at less than he was paying.

Suggestion was made that the private ownerships be ascertained and that Duval Engineering and Contracting Company not be required to pay twice for shell dredged on privately owned land; also, it was suggested that some of the areas claimed to be private property might be owned by the State and if so the State should receive full payment. Inquiry was made as to amounts paid private property owners but Mr. Butler did not have the figures available.

Governor Holland and Mr. Larson stated that Mr. Geo. B. Hodges, President of the Company had mentioned the matter to them and they were of the opinion that an investigation should be made and the Company not required to pay twice for shell taken from the privately owned areas.

Mr. Bayless explained that the lease in question had been granted by the Trustees pursuant to proposal from the shell company and that the offer to pay for shell removed from all lands, whether state or privately owned, had been made mainly in order that the Company might have exclusive right over those areas.

Suggestions were made as to the best way to handle the situation, whether to accept proposal of the Company and then make an investigation as to ownership, or whether or not it would be desirable for Mr. Mayo and Mr. Bayless to have an examination of the actual conditions and get a determination of the legal phases and report back to the Trustees before taking final action.

Governor Holland recommend that the Trustees authorize one-year lease with payments as offered by Mr. Butler's client and during that period have a full investigation made of all questions.

Motion was made by Mr. Larson, seconded by Mr. Lee, that the suggestion of the Governor be adopted as the action of the Trustees and the lease be executed for one year with payments as outlined in proposal from Duval Engineering and Contracting Company, it being understood that the change in time will be to permit investigation of the facts and legal questions, and that the Attorney General be requested to prepare lease. Upon vote the motion was adopted and so ordered.

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Mr. Doyle E. Carlton of Tampa, Florida, submitted application from Humble Oil and Refining Company for working agreement from the Trustees for the purpose of exploring, prospecting, mining, drilling, etc. the retained oil, gas and mineral rights in land heretofore sold, said land being in Sections 7, 13, 14 and 16 of Township 39 South, Range 29 East, comprising 559.5 acres in Highlands County, Florida.

Mr. Carlton advised that his client controlled by leases all adjoining lands and the State lands were spotted among them; that the next well to be drilled by the Humble Company will be near Venus and the State lands are desired for blocking the area.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant request of Humble Oil & Refining Company and authorize agreement executed covering the lands described. Upon vote the motion was adopted, Mr. Watson voting No.

Mr. Carlton stated that he would submit to Mr. Bayless the agreements as drawn for examination and approval and would transmit check as soon as the correct amount was ascertained.

Mr. Watson explained that he had objections to granting the request as an assistant in his office had reported to him that the lands were not all adjacent, and also his position was that these agreements should all be on a competitive basis, especially when one company had as much land under lease as the Humble people had in Florida, and for those reasons he desired to be recorded as voting against the motion.

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Mr. Watson asked to be excused from the meeting in order to examine certain papers in connection with proposed

conveyance of land for Everglades National Park purposes.

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Mr. James A. Dew submitted the following offers for land in Palm Beach County desired for use in the production of ramie:

\$250 for 14 acres of land in Section 6, Township 43 South, Range 39 East, south and west of the canal, and

\$15 an acre for approximately 94 acres in Section 31, Township 43 South, Range 40 East, lying south of West Palm Beach Canal.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer made by Mr. Dew for the land described. Upon vote the motion was adopted and so ordered.

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Mr. Bayless presented letter from G. N. Shaw, City Manager of Coral Gables, Florida, requesting that the City have the privilege of passing on the type of structures to be erected on fishing camp sites leased by the State, located within the city limits. The request had reference especially to the area south of Key Biscayne.

At the suggestion of the Governor it was agreed that as and when additional leases are granted within the area described that the City of Coral Gables be notified. It was so ordered.

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Application was presented from Mr. Thomas H. Horobin for purchase of four submerged areas in Biscayne Bay in Township 53 South, Range 42 East, Dade County, lying South of 79th Street Causeway and North of the proposed 36th Street Causeway. The area is to lie off shore approximately 1500 feet from Miami Beach shore line and each parcel will contain approximately 120 acres. Mr. Horobin agrees to bid not less than \$500 an acre for the four parcels and agrees that, if the Trustees will advertise three of the tracts for competitive bidding and the fourth for objections only, he will pay for the island advertised for objections only the same price as the other islands bring at competitive bidding.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the proposal of Mr. Horobin be accepted and that

three islands be advertised for competitive bidding and the fourth advertised for objections only. Upon vote the motion was adopted and so ordered.

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Request was presented from D. M. Lewis and Company, holders of Timber Lease No, 267, covering Miccosukee Lake area, which expires March 14, 1945, that said lease be extended for a period of two years to allow time for removing the remainder of the timber.

Mr. Bayless reported that during the life of the lease the Company had paid in \$24,255.59, and recommended that the extension be granted.

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Application was presented from A. A. Poston, West Palm Beach, Florida, on behalf of L. P. Harvey, offering \$3.50 an acre for

Lots 11 and 12 in Section 30, Township 41 South,  
Range 39 East, containing 92.26 acres in Palm  
Beach County, Florida.

Location of the land was given as being in the Big Mound area about nine miles East of the Lake and nine miles south of St. Lucie Canal.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to advertise the land for competitive bidding based on bid of \$3.50 an acre from Mr. Harvey. Upon vote the motion was adopted.

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Offer of \$402.00 was presented from William N. Hicks of Jacksonville, Florida, for

E $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 8, Township 1 South,  
Range 23 East, Nassau County, Florida.

Mr. Bayless reported that the land was located about fifteen miles from Callahan, has approximately 5,000 feet of pine timber and 28 units of pulp wood, and present appraisal is in excess of offer.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer from Mr. Hicks and make counter proposal to accept \$425 for the land. Upon vote the motion was adopted and so ordered.

Mr. Bayless reported that with reference to T. C. Douglas Lease No. 360 on islands in the St. Johns River, (Cancelled by Trustees November 24, 1944) a personal examination revealed that the areas on which Mr. Douglas desired to establish his fish camp had been fished on by other parties for some years; that it appeared Mr. Douglas wanted to receive benefit of efforts and expenditures of other parties; that the islands are low and swampy and have considerable growth of hardwood timber; that they are lands that could be classed as sovereignty; that title to same is probably still in the Federal Government but the State is entitled to secure patent under provisions of the Swamp Land Grant Act of 1850.

In view of the circumstances, Mr. Bayless recommends that no hearing be had, as to leasing the area, and that the areas be selected as swamp land; that if and when patent is received the Trustees can then negotiate with interested parties. Refund check in favor of Mr. Douglas was requested in amount of \$50.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the report of Mr. Bayless be approved and his recommendations carried out; also that refund check be issued to Mr. Douglas. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$5 an acre from W. F. Bevis of Bartow, Florida, for state land in Sections 27, 28 and 34 of Township 35 South, Range 31 East, located on Lake Istokpoga in Highlands County. Upon vote the motion was adopted and so ordered.

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Application was presented from T. W. Conely, Jr., on behalf of Cecil Yates, offering ten cents (10¢) an acre for grazing lease on approximately 6,000 acres of lake bottom land, lying between the Government Dike and Caloosahatchee Approach Canal, in Township 41 South, Ranges 32 and 33 East, Glades County, Florida.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the land for grazing lease on competitive bids. Upon vote the motion was adopted and so ordered.

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Letter was presented from the Florida Forest and Park

Service requesting that the following described land in Bay County be conveyed for park purposes:

Lot 9 of Section 15;

Lots 2, 5, 6, and  $S\frac{1}{2}$  of  $NE\frac{1}{4}$ ,  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$ ,  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$  and  $S\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$ , Section 22;

$SW\frac{1}{4}$  of  $SW\frac{1}{4}$  of Section 23;

Lots 2, 3, 5 and 6, Section 26,

All in Township 4 South, Range 15 West, containing 342.68 acres.

Mr. Bayless explained that the property was located west of the Inlet coming into Panama City and would be an attractive place for a park, however, that Magnolia Petroleum Company holds a contract on that area and any conveyance would have to be made subject to the lease provisions.

It was ordered that action be deferred on application from Florida Forest and Park Service.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$25 from J. C. White for pasturage rights on Kings Bar in Lake Okeechobee, containing approximately 720 acres. Upon vote the motion was adopted and so ordered.

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Application was presented from D. R. Lyons for proxy to vote at the Landowners Meeting of Newhall Drainage District, January 4, 1945, the acreage represented by his Contract No. 18818 comprising 408.9 acres in Sections 2, 3, 34 and 35 of Township 41 South, Range 32 East, Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize proxy in favor of Mr. Lyons for voting the acreage represented by his contract. Upon vote the motion was adopted and so ordered.

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Offer of \$500 an acre was submitted from Florida Power and Light Company of Miami, Florida, for approximately eight (8) acres of sovereignty lands adjacent to area owned by them in Lake Worth, Section 27, Township 42 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Mayo,

that the land be advertised for objections only, based on offer of \$500 an acre from Florida Power and Light Company. Upon vote the motion was adopted and so ordered.

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Request was submitted from the United States of America that lease No. 361 be amended to include the sovereignty lands in the S $\frac{1}{2}$  of Section 30, Township 35 South, Range 41 East, St. Lucie County, the area to be used in connection with amphibious training base at Fort Pierce.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the request be granted and lease amended so as to include the area described. Upon vote the motion was adopted and so ordered.

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Statement was presented from Mr. J. Turner Butler in amount of \$7,500 as fee for handling two suits for Trustees, being styled:

J. Tom Watson vs. Spessard L. Holland, et al.;  
Humble Oil & Refining Company vs. J. Tom Watson.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the bill be approved and warrant issued in payment therefor. Upon vote the motion was adopted and so ordered.

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Application was presented from Gedney, Johnston & Lilienthal, Attorneys for Mrs. Bessie S. Keesee, for the purchase of the following described property, title to which vested in the Trustees under provisions of Chapter 14717, Acts of 1931:

Lot 17, Section 13, Township 43 South, Range 36  
East,

Lot 1, Section 24, Township 43 South, Range 36  
East,

Containing approximately 40 acres in Palm Beach County.

Statement was made that applicant is former owner and has been paying taxes on the land, including Everglades Drainage District taxes. Offer of \$418.77 was made for the lots, which covers amount the Trustees have in the property.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer from Mrs. Keesee for the land described and authorize execution of deed. Upon vote the motion was adopted and so ordered.

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Application was presented from R. G. Johnson, Sr., for purchase of land title to which vested in the Trustees under Chapter 14717, Acts of 1931, being land located in

Sections 25, 26, 35 and 36, Township 42 South,  
Range 36 East, containing 157 acres in Palm  
Beach County, Florida.

Offer of \$1,178.45 was made for the property.

The Secretary explained that Mr. Johnson was former owner of this land and the application had been pending for sometime. It was recommended that the offer be accepted.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$1,178.45 and authorize deed in favor of Mr. Johnson. Upon vote the motion was adopted and so ordered.

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Offer of \$40 an acre was presented from John L. Lohman to purchase

5 acres in the Southwest corner of Tract 13, less  
50 feet, Newman's Survey of Section 25, Town-  
ship 50 South, Range 41 East, Broward County,  
Florida.

Mr. Elliot recommended that the Trustees not accept the offer made, as the sale of the five acres would make the remainder of the tract less valuable. A counter proposal was suggested to sell not less than the  $S\frac{1}{2}$  of the tract, or the whole, at a price of \$40 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to decline offer as made by Mr. Lohman and that the Secretary be requested to suggest that Mr. Lohman make a counter proposal to the new administration in line with the recommendation of the Secretary. Upon vote the motion was adopted and so ordered.

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Attorney General Watson returned to the meeting and submitted a proposed Memorandum of Agreement and

deed form in connection with Everglades National Park project, and called attention to the vast area covered in the deed form without description except a general boundary and continuation reference; also that the Federal Act called for the Secretary of the Interior to accept title and protect the lands during a ten-year period, but the Memorandum of Agreement provided for execution and acceptance by the Director of the United States Fish and Wildlife Service, and if at the end of ten years the land has been cleared of all encumbrances the United States may elect to establish the Park. Mr. Watson was of the opinion that the Trustees should not give a deed to the property at this time but that an agreement be entered into, describing the land to be conveyed, and allow the Federal Government to go in and protect the area and during the ten-year period the area could be protected by the Wildlife Service and if at the end of that time the Park is established, then would be time enough to convey title. Mr. Watson recommended that the Trustees draw an agreement, to be signed by the Department of the Interior and not the Fish and Wildlife Service, allowing protection and care of wildlife within the proposed park area.

Governor Holland called attention to the fact that the U. S. Fish and Wildlife Service could not spend money on protection and maintenance of the area unless the United States had title to the land, and that Mr. Heintz and Mr. Ervin, having been present at the conference held December 13th, were requested to draft the necessary papers with the Attorneys for the United States and it was agreed that full oil and mineral rights be retained by the State but it was not intended that deed be withheld until the establishment of the park as the representatives of the Department of the Interior made it plain that no money could be spent on protecting and conserving wildlife in the area until title had been transferred to the United States. Governor Holland also stated that he had reported to the Trustees on numerous occasions of the progress being made in connection with the Park and that he was under the impression that the Board was in accord on the question of transferring title, provided full oil and mineral reservations would be retained in the State; that the Interior Department had finally agreed to such provision and had agreed to accept title to the reduced area and spend money protecting the land for a period of ten years at the end of which time, if the park had not been established, the title to the land would revert to the State; that he as one member had committed himself to conveying title in the land,

with full oil and mineral reservations and the reverter clause, but if the Director of the Interior Department would accept an agreement or contract and go ahead with protection of the land without title he would be agreeable; however, that it was a material departure from what he had understood was the position of the Board and the wishes of the Federal Government.

Mr. C. R. Vinten of the National Park Service was present and stated that the Federal Government could not spend any money on the proposed park area until title was in the United States; that if the forms as submitted were not acceptable, that the Trustees agree on a policy and then re-draft both instruments in conformity therewith, send them to the Secretary of the Interior for acceptance, or his suggestions if he was not in agreement.

Discussion was had and views expressed by other members were: Mr. Mayo was in favor of conveying title and have the conservation work get started. Mr. Lee was not present at the meeting December 13th and stated that he was not sufficiently familiar with the subject to vote intelligently at this time. Mr. Gray, on behalf of the State Board of Education, stated that he stood ready to vote for full cooperation between the School Board and the Trustees in arranging exchanges of land for carrying out the agreement.

Governor Holland requested that the Trustees agree on a policy, and his recommendation was that the State deed lands within the reduced park area, subject to complete reservations for oil and mineral rights and subject to reversion of title in the event the park is not established within the ten-year period; that when that is done the first step toward getting the park established will be accomplished and the Attorney General can then be requested to draw the necessary papers for conveying title and the agreement providing for protection and conservation of the area.

Motion was made by Mr. Mayo that the Attorney General be asked to draw the deed for conveying title to the United States in land designated to become a part of the Everglades National Park, with provision for full oil and mineral rights to remain in the State, and with reversion clause in the event the park is not established within the ten-year period. Motion seconded by Mr. Larson and adopted by vote of Mr. Mayo, Mr. Larson and the Governor. Mr. Watson voted against the motion.

Mr. Lee explained that he was not voting for the reason that he had not been present at the last conference and had not had opportunity to advise himself of the nature of the agreements and therefore was not in position to vote at this time.

Discussion was had as to whether or not the agreement should be signed by the Secretary of the Interior or the Director of the Fish and Wildlife Service, and the Attorney General asked for specific instruction on this point as the instrument will constitute an agreement and since the Federal Act refers to the Department of the Interior he recommends that the agreement be drawn for acceptance by the Secretary of the Interior.

Governor Holland was of the opinion that the Secretary of the Interior should be asked to accept and approve the Memorandum of Understanding, which opinion was concurred in by the other members.

Motion was made by Mr. Mayo that resolution be adopted by the Trustees incorporating therein the Memorandum of Understanding; that the Attorney General be requested to draft the necessary papers and that such instruments be prepared so as to require the approval and acceptance by the Secretary of the Interior. Motion was seconded by Mr. Larson, and upon vote adopted.

Mr. Kenneth I. McKay, Mr. W. H. Jackson and Mr. J. Ray Arnold, on behalf of Arnold Oil Explorations, Inc., came before the Board in reference to Lease No. 248 dated May 13, 1944, and presented request for extension or re-dating the lease as of this date. Mr. McKay explained that the Supreme Court had rendered an opinion in a suit filed by the Attorney General and had sustained the validity of Lease No. 248 executed by four members of the Trustees of the Internal Improvement Fund; that Lessee had been delayed eight months in making use of the lease and they were now asking that a resolution be adopted providing for extension applied for.

Mr. Turner Butler, Attorney representing the Trustees in the suits referred to, was present and stated that the proposed resolution had been examined by him and was sufficient to accomplish the purpose intended.

The Attorney General presented and read a letter which he had prepared earlier in the day, in which he stated that a few minutes before the conveying of the Board

meetings he had been notified by the Clerk of the Supreme Court that the oil cases—Humble Oil and Refining Company vs. Watson, as Attorney General, and Attorney General vs. Arnold Oil Explorations, Inc.—had been affirmed, and that it was his intention to sue out a writ of certiorari to the Supreme Court of the United States and also file a petition for rehearing in the Supreme Court of Florida.

Further discussion was had in connection with the litigation and the effect it had had on pending leases and contracts.

Comptroller Lee asked if the proposed resolution would alter the lease in any way except to extend the time, to which Mr. McKay and Mr. Butler replied that it would not.

Motion was then made by Mr. Mayo, seconded by Mr. Lee, that the Trustees grant the request for extension and that the resolution be now adopted. Upon vote the motion was duly carried, all members voting for the motion except Mr. Watson who voted No. Whereupon the following Resolution was adopted:

#### R E S O L U T I O N

BE IT RESOLVED By the Trustees of the Internal Improvement Fund of the State of Florida as follows:

WHEREAS, this Board did under date of May 13, 1944, execute a certain lease numbered 248 to Arnold Oil Explorations, Inc., a Florida corporation, for the sole and only purpose of prospecting, drilling, mining and operating for the production of oil, gas and sulphur, laying pipe lines, building tanks, power stations and structures thereon, but not including bulkheading and filling water bottoms except when express permission therefor has been obtained from the Trustees, as may be necessary to produce, save and take care of said products, and taking production thereof, certain sovereign-owned water bottoms in lakes and river areas in said lease more particularly described, and

WHEREAS, the Attorney General of Florida did file and prosecute in the Circuit Court of Leon County, Florida, and in the Supreme Court of Florida a certain suit in equity seeking the cancellation of said lease on grounds alleged in the complaint filed by him in said suit, and

WHEREAS, said suit has been finally determined by the Supreme Court of Florida in favor of the validity of said lease, contrary to the contentions of the Attorney General in said suit, and

WHEREAS, the pendency of said suit, of which the Trustees had due notice, has delayed the lessee in starting performance of its obligations and covenants under said lease until the date hereof, and the cause of said delay has been beyond the control of the lessee, and

WHEREAS, the lessee has applied to this Board for a supplemental lease redating said Lease No. 248, as of December 19, 1944, so as to make all of the terms, conditions and obligations of said lease commence as and from said last mentioned date, and

WHEREAS, the Trustees are of opinion that said request is well-founded, and that the delay suffered by the lessee in commencing performance of its obligations and covenants under said lease has been due to causes beyond its control,

NOW, THEREFORE,

ONE: Said request is hereby granted.

TWO: That a supplemental lease be executed between this Board and the lessee, redating and commencing the running of the term and all of the conditions, rights, privileges and obligations of said lease No. 248 as of December 19, 1944, be executed by this Board and said lessee.

THREE: That a copy of this resolution, signed by the members of the Board and sealed with the seal of the Department of Agriculture, be attached to said supplemental lease.

DONE and ORDERED at Tallahassee, Florida, this 19th day of December, 1944.

SPESSARD L. HOLLAND, (SEAL)  
Governor.

J. M. LEE, (SEAL)  
Comptroller.

J. EDWIN LARSON, (SEAL)  
Treasurer.

.....(SEAL)  
 Attorney General.

(SEAL) NATHAN MAYO, (SEAL)  
 Commissioner of Agriculture.

As and composing the Trustees of  
 the Internal Improvement Fund of  
 the State of Florida.

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Mr. Kenneth McKay, on behalf of Arnold Oil Explorations, Inc., informed the Board that at the time the suits were filed against Mr. Arnold and the Trustees, the Texas Company had signed a contract with Mr. Arnold's company to take over the lease for developing the property covered thereby, and that Mr. L. G. Hughes, representing the Texas Company was present and Mr. Hughes would speak for his company.

Mr. Hughes explained that his company was ready to go ahead with exploration of the areas under the Arnold contract; that they have agreed on all details with Mr. Arnold and have only been waiting on decision in the law suits to commence work; that the Texas people are interested in the inland waters and will start exploration work as soon as assignment of the contract has been approved by the Trustees; that they will not start drilling operation until they can explore the area and go through the regular procedure in locating oil.

Governor Holland inquired as to what the attitude of the Texas Company would be in view of the decision of the Supreme Court just handed down, also if the Company intended stepping in and taking over the contract of Arnold and going ahead with the work.

Mr. Hughes replied that the Texas people would comply with all the terms and conditions of the Arnold contract, would pay all rentals and carry out the exploration work and drilling commitments, also that the requirements would be stepped up materially, however, it would be necessary for the Texas Company to examine the decisions of the Supreme Court before final action was taken.

Mr. Watson asked Mr. Hughes if in taking over the Arnold contract did they contemplate accepting any exploration data furnished by Arnold that oil existed, and act upon it in the matter of agreeing to drill, to

which Mr. Hughes replied that his company had not seen the data referred to and knew nothing about it.

Mr. Watson asked to be excused from the meeting.

Upon inquiry from Governor Holland, Mr. Hughes stated that based on the extension agreed upon, the Texas Company planned to go ahead with plans for the assignment; that he could not say definitely what would be the reaction of his Company to the statement of Attorney General that he planned to reopen the cases.

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Mr. Van Camp of the Magnolia Petroleum Company inquired as to the status of leases in favor of his company which had been approved by the Trustees subject to checking by the Attorney General.

Mr. Bayless presented the leases together with letter from the Attorney General in which it was stated that the lease conforms substantially to the form of lease attached to and made a part of Exploration Contract and Option to Lease No. 223 in favor of Florida Land and Explorations, Inc., assigned to Magnolia Petroleum Company.

Leases were signed by members present and authority given for delivery to Magnolia Petroleum Company upon completion of execution.

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Messrs. Starr and Copeland, representing Consumers Gas and Fuel Company, requested that Lease No. 170 be modified so that the term for exploration work may be five years instead of three years from March 16, 1941.

Upon discussion of the application, it was explained that the Company had been given a six months extension within which to make the proper showing of operation, proper equipment and machinery and ability to continue operations.

Applicants reported as to the work done during the six months period, the installation of necessary equipment, purchase of additional machinery and the drilling work which has gone down to 240 feet.

At the suggestion of the Governor it was ordered that Mr. Elliot, Mr. Bayless and Mr. Ericson submit a report at the next meeting as to the progress made and their recommendations, based on which action would be taken.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following salaries, expense accounts and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

Southeastern Telephone Company, Tallahassee.....	\$	5.50	
District Court of the United States.....		.65	
J. Alex Arnette, C.C.C., Palm Beach County.....		1.45	
Mrs. Laura C. Garrett, Court Reporeer, Ft. Pierce		21.00	
Geo. D. Barnard Stationery Co., St. Louis, Mo.....		39.90	
Free Press Publishing Company, Inc., Tampa.....		101.40	
The H & W B Drew Company, Jacksonville.....		59.25	
Standard Oil Company, Jacksonville.....		3.68	
J. Turner Butler, Jacksonville.....		7,500.00	
F. C. Elliot, Engineer and Secretary.....		400.00	
F. Elgin Bayless, Chief Clerk Land			
Office .....	\$350.00		
Less Insurance .....	2.95	347.05	
<hr/>			
M. O. Barco, Secy-Clerk Land & Taxes.....		175.00	
Jentye Dedge, Secy-Clerk Records & Minutes.....		175.00	
H. L. Shearer, Clerk Land Office.....		75.00	
J. B. Lee, Guard Timber Tract.....		20.00	
David B. Ericson, Ass't. Geologist.....		250.00	
W. B. Granger, Rent Agent .....		50.00	
Protective Life Ins., Ralph Newman Agencies.....		2.95	
J. Turner Butler, Jacksonville.....		88.05	
F. Elgin Bayless, Tallahassee.....		45.00	
Comptrolrier, State of Florida.....		15.55	
T. C. Douglas, c/o F. E. Bayless, Chief Land			
Clerk .....		50.00	
<hr/>			
Total .....		\$9,426.43	

Financial Statements for the month of November are as follows:

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 610

FINANCIAL STATEMENT OF THE MONTH OF  
NOVEMBER, 1944

BALANCE as of November 1, 1944.....\$289,669.83  
Receipts for the month:

Land Sales .....	\$9,408.74	
Land Sales—		
Chapt. 14717 as follows:		
Glades County .....	\$ 30.00	
Broward County .....	3,860.00	3,890.00
Land Sales—		
Chapt. 14572 as follows:		
Palm Beach County.....	431.46	
Timber Lease .....	742.10	
Mineral Lease.....	18.75	
Miscellaneous Lease.....	375.00	
Sand & Shell Leases.....	996.46	
Fishing Campsite.....	18.75	
Return Premium on Launch		
Josephine .....	23.80	
Four certified copies of Reso-		
lution of Trustees 9-26 and		
10-17-44 .....	6.00	
Total Receipts for the month of		
November, 1944 .....	\$15,911.06	15,911.06
Total .....		\$305,580.89
Less Disbursements for the month of		
November, 1944 .....		84,783.94
BALANCE as of November 30, 1944.....		\$220,796.95

DISBURSEMENTS FOR THE MONTH OF  
NOVEMBER, 1944

Date	Wt. No.	Payee	Amount
11-25-44	97123	Lamar Warren, AAG.....	\$ 89.35
	97124	S. S. Savage .....	3.00
11-27-44	97125	Stetson O. Sproul, TC.....	8,489.61
	97126	W. O. Berryhill, TC.....	13,421.86
	97127	C. H. Collier, TC.....	2.02
	97128	H. Ernest Overstreet, TC.....	11,168.20
	97129	R. D. Yoder, TC.....	474.78
	97130	R. N. Miller, TC.....	1,580.20
	97131	Ruth Bass Hylton, TC.....	47.02
	97132	Mrs. Bessie Alderman.....	15.22
	97133	Stetson O. Sproul, TC.....	46,061.74
	97134	L. C. Kickliter, TC.....	27.53
11-30-44	102198	F. C. Elliot.....	328.80
	102199	F. Elgin Bayless.....	294.25

102200	M. O. Barco.....	151.80
102201	Jentye Dedge .....	151.80
102202	H. L. Shearer.....	75.00
102203	J. B. Lee.....	20.00
102204	David B. Ericson.....	192.40
102205	W. B. Granger.....	50.00
102206	S. S. Savage.....	10.00
102207	Protective Life Insurance Co., Ralph Newman Agencies	2.95
106656	Comptroller of Florida.....	48.90
106657	Southeastern Telephone Co.	5.70
106658	E. R. Bennett, CCC.....	4.40
106659	Guyte P. McCord.....	12.00
106660	W. Turner Wallis.....	1,704.37
106661	Carl Abernathy .....	5.00
106662	Ft. Lauderdale Daily News.....	2.75
106663	The Miami Herald.....	67.24
106664	Palm Beach Publications Inc.	21.25
106665	Stuart Daily News.....	4.50
106666	Proctor Motor Sales.....	1.00
106667	Proctor & Proctor.....	3.00
106668	American Oil Co.....	2.41
106669	Standard Oil Co.....	5.89
106670	J. F. Cochran, Postmaster.....	10.00
	Withholding Tax .....	228.00

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Total Disbursements for the Month of November, 1944 .....\$ 84,783.94

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TRUSTEES INTERNAL IMPROVEMENT FUND  
PETROLEUM OIL AND/OR GAS  
EXPLORATION FUND  
UNDER CHAPTER 20667, ACTS OF 1941

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FINANCIAL STATEMENT FOR THE MONTH OF  
NOVEMBER, 1944

BALANCE as of November 1, 1944 .....\$ 27,236.64

Receipts for the month:

Oil Leases .....\$750.00

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Total Receipts for the month of November, 1944      750.00

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Total .....\$ 27,986.64

Disbursements for the month:

Date	Wt. No.	Payee	Amount
11-25-44	97141	Humble Oil & Refining Co. ....	\$ 27,000.00
Total Disbursements for the month of November, 1944 .....			27,000.00
BALANCE as of November 30, 1944.....			\$ 986.64

TRUSTEES INTERNAL IMPROVEMENT FUND  
UNDER CHAPTER 18296  
FINANCIAL STATEMENT FOR THE MONTH OF  
NOVEMBER, 1944

BALANCE as of November 1, 1944.....	\$ 17,400.42
Receipts for the month of November, 1944.....	91,832.10
Total .....	\$109,232.52
Less Disbursements for the month of November, 1944 .....	76,503.49
BALANCE as of November 30, 1944.....	\$ 32,729.03

DISBURSEMENTS FOR THE MONTH OF  
NOVEMBER, 1944

Date	Wt. No.	Payee	Amount
11- 1-44	84886	Eva Gantimuroff .....	\$ 21.00
	84887	C. E. Lawhead.....	25.00
11-11-44	91572	J. F. Cochran, Postmaster....	60.00
11-30-44	100589	Ernest Hewitt .....	224.00
	100590	Helen Phillips .....	149.40
	100591	Mary Evans Voss.....	130.40
	100592	J. R. Roberts.....	162.08
	100593	M. O. Barco.....	25.00
	100594	Jentye Dedge .....	25.00
	100595	F. C. Elliot.....	50.00
	100596	Lucile J. Kennedy.....	119.40
	100597	Mildred F. Scott.....	146.00
	100598	Vivian A. Dedicos.....	113.30
	100599	Aetna Life Ins. Co., Ralph Newman Agencies .....	2.92
	106671	J. Edwin Larson, ST, Transfer to GR.....	75,000.00
	106672	The Western Union Telegraph Co. ....	4.86
	106673	The H & W B Drew Co.....	4.95
	106674	Merritt Brown Co.....	3.00

106675	Bulkley-Newman Ptg. Co.....	43.00
106676	J. F. Cochran, Postmaster.....	50.00
106677	F. C. Elliot.....	41.68
	Withholding Tax .....	102.50

Total Disbursements for the month of November, 1944 .....\$ 76,503.49

### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	11-22-44	43
Dade	6-23-44	7
Dade	11- 8-44	90
Dade	11-15-44	39
Dade	11-29-44	52
DeSoto	11-27-44	4
DeSoto	11-28-44	25
DeSoto	12-11-44	1
Flagler	9- 4-44	5
Flagler	12- 4-44	1
Franklin	10- 9-44	10
Franklin	11- 9-44	5
Hardee	9- 4-44	1
Hardee	11- 6-44	5
Hernando	11-20-44	30
Hernando	11-20-44	53
Hillsborough	11-13-44	62
Hillsborough	11-27-44	49
Lake	4-10-44	2
Lake	6-12-44	1
Lee	6-15-44	1
Lee	8-10-44	45
Leon	12- 4-44	2
Liberty	11-27-44	21
Okeechobee	8-21-44	3
Okeechobee	9-18-44	36
Okeechobee	11-27-44	3
Orange	9- 4-44	85
Pasco	11- 6-44	2
Pasco	12- 4-44	10

Putnam	11- 4-44	19
Sarasota	10- 9-44	51
Sumter	11-27-44	16
Taylor	11-24-44	1
Volusia	10- 2-44	1
Volusia	11-20-44	11

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids listed and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Request was presented from Everglades Drainage District that the Trustees permit the Clerk of the Circuit Court to accept application from former owner, client of Edward G. Newell, for advertisement and sale of land described as

Tracts 9 and 12, Section 7, Township 47 South,  
Range 41 East, Palm Beach County,

which land had been withdrawn by the Trustees at the request of the District, to become a part of a conservation area.

Based on request from the Everglades Drainage District, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the Clerk of the Circuit Court of Palm Beach County to open the said tracts for sale and accept application from former owner with base bid, advertisement and sale to comply with regular rules for sale of land under the Murphy Act. Upon vote the motion was adopted.

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Letter was presented from Southwest Tampa Storm Sewer Drainage District offering fifty cents (50c) an acre for all land owned by the State under the Murphy Act located within said district. Mr. W. F. Himes, Attorney, and Mr. Julian W. Cooper, member of the board of supervisors, were present and explained the condition of the district at this time and the amount of delinquent taxes caused by a great portion of the land being off the tax roll.

Information was furnished that the Murphy Act land

comprises approximately 2258 acres consisting of 6728 lots in Hillsborough County, all unimproved, and the District desires to acquire the title of the State in order to enforce the lien for drainage taxes.

Upon discussion of the proposal the representatives of the District were informed as to action taken in similar cases; also where title was taken by a district or a municipality such agency agreed to allow any former owner, making application to regain title, the privilege of purchasing at the same price paid to the State plus a reasonable charge for handling and reduction of delinquent drainage district taxes.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize sale of all the Murphy Act land located in Southwest Tampa Storm Sewer Drainage District on the basis of fifty cents (50c) an acre; conveyance to be made under Chapter 21684, Acts of 1943, it being understood that the District will allow former owners the privilege of regaining title from the District at the same price paid the Trustees plus costs as suggested. Upon vote the motion was adopted and so ordered.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly adopted, that the following salaries and miscellaneous bills be approved and that the Comptroller be authorized to draw warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper.....	\$ 250.00
Helen Phillips, Clerk-Stenographer.....	175.00
Mary Evans Voss, Clerk-Stenographer.....	150.00
J. R. Roberts, Clerk.....	175.00
M. O. Barco, Secty.-Clerk Land & Taxes.....	25.00
Jentye Dedge, Secty.-Clerk Records & Minutes.....	25.00
F. C. Elliot, Secretary.....	50.00
Lucile J. Kennedy, Clerk.....	135.00
Mildred F. Scott, Clerk.....	150.00
Vivian A. Dedicos, Clerk.....	115.00
The Western Union Telegraph Company, Tallahassee .....	2.76
Bulkley-Newman Printing Company, Tallahassee...	164.00
J. F. Cochran, Postmaster, Tallahassee.....	50.00
<b>TOTAL .....</b>	<b>\$1,466.76</b>

Upon motion duly adopted the Trustees adjourned.  
 SPESSARD L. HOLLAND,  
 Governor-Chairman.

ATTEST: F. C. Elliot,  
 Secretary.

Tallahassee, Florida,  
 December 27, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
 J. M. Lee, Comptroller.  
 J. Edwin Larson, Treasurer.  
 Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
 F. E. Bayless, Land Clerk.

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Mr. Kenneth I. McKay and Mr. Wm. H. Jackson, representing Arnold Oil Explorations, Inc., presented application for oil lease under the provisions of Exploration Contract and Option to Lease No. 224 covering nineteen (19) drilling blocks. Explanation was made that the lease under this contract had been held up pending outcome of law suits and the Governor felt that they should not be delayed any longer as some of the major companies are interested in the lease.

Mr. Larson stated that he was opposed to granting this lease and had been all along, the Board having had knowledge of his objections since leases were applied for under Contract No. 224.

Comptroller Lee stated that he was interested in seeing drilling started, but was willing to hold up granting leases until the questions involved in the suits had been settled; that his understanding is that a large part of cost of explorations and borings can be written off to income taxes and in view of the time that has already been lost he is willing to have the lease executed; that if oil can be developed in this State it will mean cheap power and that will bring industry into Florida.

Mr. J. Turner Butler, Special Attorney for the Trustees, stated that he had not expected this matter to come up un-

till the afternoon meeting and suggested that he, Mr. Elliot and Mr. Bayless be allowed to revamp the resolution to take care of some suggestions made and report back at 2:30. The suggestion was agreeable and Mr. Elliot, Mr. Bayless and Mr. Butler were requested to make report at the afternoon session.

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Governor Holland reported that he understood the Attorney General would be in the Capitol on the 28th, ready to report on Everglades National Park matters, and that action on the subject would be deferred until that date.

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Mr. Bayless reported that there was advertised for sale on December 26th, land in Union County, but owing to the Christmas holidays the sale was postponed to this date and the interested parties notified. The following Notice was published in the Union County Times, Lake Butler, Florida, on November 24, December 1, 8, 15 and 22, 1944, pursuant to application from M. S. Hayes of Gainesville, Florida:

#### N O T I C E

Tallahassee, Florida, November 16, 1944

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, offer for sale to be sold to the highest bidder, in Tallahassee, Florida, at 12:00 o'clock NOON, December 26th, 1944, the following described lands in UNION COUNTY:

N $\frac{1}{2}$  of NE $\frac{1}{4}$ , Section 34, Township 5 South,  
Range 20 East,

SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  and NE $\frac{1}{4}$  of  
SW $\frac{1}{4}$ , Section 27, Township 4 South, Range 21  
East,

All Section 22, Township 4 South, Range 20 East.

This Notice is published in compliance with Section 270.07, Florida Statutes 1941.

The Trustees of the Internal Improvement Fund of the State of Florida reserve the right to reject any and all bids.

By Order of the Trustees of the Internal Improvement Fund of the State of Florida.

Spessard L. Holland, Governor.

ATTEST: F. C. Elliot, Secretary,  
Trustess I. I. Fund.

The land was called out for sale as three tracts.

For land in Section 34, Township 5 South, Range 20 East, Mr. Hayes on behalf of C. U. Crews bid \$4 an acre. Competitive bidding was entered into by Mr. Hayes and F. G. Brannon, resulting in high bid of \$6.50 an acre by Mr. Hayes for Mr. Crews.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale to Mr. Crews at a price of \$6.50 an acre for the land in Section 34. Upon vote the motion was adopted and so ordered.

Land in Section 27, Township 4 South, Range 21 East, was called out for sale. Offer of \$4.00 an acre from M. S. Hayes on behalf of L. C. Clemmons was the only bid received for the land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, to accept offer of \$4 an acre from Mr. Clemmons for the land in Section 27. Upon vote the motion was adopted and so ordered.

All of Section 22, Township 4 South, Range 20 East, was called out for bids and the only bids received were \$1,300 from M. S. Hayes and \$1 an acre from H. H. Henderson.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$1,300 from M. S. Hayes for himself, L. C. Clemmons and John C. Warren, Jr., for Section 22. Upon vote the motion was adopted.

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Mr. Bayless presented application from Maurice Villeneuve with offer of \$2.50 an acre for land in Hamilton County described as:

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20, and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 29, Township 2 North, Range 14 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer of \$2.50 an acre for the land in Hamilton County, and that counter proposal be made to accept \$3 an acre for the property. Upon vote the motion was adopted and so ordered.

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The following offers were presented from J. C. Jackman of Clewiston, Florida, for land in Hendry County:

Township 45 South, Range 33 East:  
S $\frac{1}{2}$  of Section 4—\$3.25 an acre,

E½ of Section 8—\$3.25 an acre,  
 All Section 10—\$2.75 an acre.

Mr. Bayless stated that this land was under grazing Lease No. 311 in favor of Lykes Brothers, expiring in April, 1948.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the land be advertised for bids based on offers made by Mr. Jackman, subject to Grazing Lease No. 311. Upon vote the motion was adopted and so ordered.

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Request was presented from Florida Forest and Park Service, that the Trustees transfer title to all lands held by the Trustees of the Internal Improvement Fund and heretofore dedicated for park purposes and located within the boundaries of several State Parks. It was explained that prior to 1943 the Florida Board of Forestry and Parks did not have authority to take title to such lands, but under the provisions of Chapter 21998, Laws of Florida, Acts of 1943, it was given such authority and in order to more adequately administer the parks and the lands composing these areas, transfer of title was requested. It was also pointed out that the Federal Park Service had raised objection to furnishing funds to be spent on land held by another agency of the State.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize transfer of title to land held by the State as requested by the Florida Forest and Park Service in the following State Parks:

Torreya State Park—Liberty County—574 acres,  
 Myakka River State Park—Sarasota County—  
 23,395 acres,

Highlands Hammock State Park—Highlands  
 County—2,382 acres,

Gold Head Branch State Park—Clay County—  
 640 acres,

Hillsborough River State Park—Hillsborough  
 County—520 acres,

O'Leno Recreation Area—Alachua and Columbia  
 Counties—160 acres,

with deed of conveyance to be prepared and submitted to the Attorney General for approval. Upon vote the motion was so ordered.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following list of bids received for lands under Chapter 18296, and reported that they were regular in all respects, had been properly checked, and were submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Charlotte	10- 9-44	1
Charlotte	11- 6-44	8
Gadsden	12-18-44	7
Hernando	6-12-44	1
Santa Rosa	4-10-44	6
Santa Rosa	5- 8-44	4
Santa Rosa	9-11-44	8
Santa Rosa	10- 9-44	11
Santa Rosa	11- 6-44	1
Santa Rosa	12-11-44	6
Volusia	12-18-44	8

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids listed and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted and so ordered.

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Letter was presented from E. N. Crowder, on behalf of General Securities Corporation, objecting to action taken by the Trustees October 3 allowing protest from J. W. Jones, former owner, to sale of Charlotte County land—NE $\frac{1}{4}$  of Section 26, Township 41 South, Range 21 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to rescind from action taken October 3 as requested by Mr. Crowder. Upon vote the motion was adopted and so ordered.

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Two applications were presented from the United States for leases involving Murphy Act land in Dixie and Martin Counties, said areas to be used for military purposes.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize leases in favor of the United States covering land designated as follows:

Dixie County—Lots 5, 6, 7, 8, Block "A", and  
Lot 4 in Block "B",

Central Court S/D of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 3,  
Township 10 South, Range 12 East;  
Martin County—Lots 1 and 2, Section 14, Town-  
ship 37 South, Range 41 East—Navy Amphibious  
Training Base.

Upon vote the motion was adopted and leases ordered ex-  
ecuted.

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Two applications were presented for release of State  
Road right of way reservation in deeds heretofore issued  
by the Trustees in Highlands and Hillsborough Counties.  
Information was furnished that the State Road Depart-  
ment had recommended that the releases be granted.

Motion was made by Mr. Mayo, seconded by Mr. Larson,  
that the Trustees authorize quitclaim deeds releasing right  
of way for State roads as follows:

Highlands County—Deed No. Q.C. 52—To Frank  
J. Williams and Bonnie May Williams, releasing  
part of State Road Right of Way reservation in  
Deed No. 52;

Hillsborough County—Deed No. Q.C. 3342—To  
Luther W. Cobbey and Charlotte M. Cobbey, re-  
leasing all of State Road right of way reservation  
in Deed No. 3342.

Upon vote the motion was adopted and so ordered.

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Request was presented from the State Road Department  
for right of way easement across Murphy Act land in  
Hamilton County, desired in connection with State Road  
No. 2.

Motion was made by Mr. Mayo, seconded by Mr. Larson,  
that the Trustees authorize Easement in favor of the State  
Road Department across Lots 7 and 8, Block 29, Cald-  
wells Survey, Town of Jasper, for use in connection with  
State Road No. 2—Project 3230—SRD No. 23—Hamilton  
County. Upon vote the motion was adopted and so ordered.

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Letter was presented from W. R. McElroy, making ap-  
plication for himself, W. W. Sterling and J. Elton McCar-  
dell, to purchase all lots owned by the State under the  
Murphy Act in National Gardens and National Gardens  
Park Subdivisions in Sections 25, 26 35 and 36, Township

13 South, Range 31 East, and in Section 1, Township 14 South, Range 31 East, Volusia County. The acreage was estimated at approximately 900 acres and an offer of \$1 an acre was made as base bid for advertising the land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the proposal of Mr. McElroy and associates and authorize the Clerk of Volusia County to receive application and advertise the lands with a base bid of \$1 per acre, in all other respects the sale to be held in the regular manner. Upon vote the motion was adopted.

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Application was presented from Melvin E. Johnson for grazing lease on lots under the Murphy Act in Blocks 45, 46, 47, 48, 49, 50, 51 and 52, in Magnolia Park Subdivision, containing approximately 40 acres in Osceola County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize grazing lease for one year on the land described upon payment of \$10.00, subject to sale of the land at any time. Upon vote the motion was adopted and so ordered.

---

Request was submitted from the City of Miami for conveyance of approximately thirty lots or parcels of land, all except one of which was formerly owned by the City, according to certificate from the Clerk of the Circuit Court. Offer of \$1 per parcel or lot was made for the property.

Recommendation of the Secretary was that conveyance be made under provisions of Chapter 21684 of 1943, with payment at the rate of \$1 per lot or parcel for all lots formerly owned by the City, and for lots not heretofore owned that payment be made on the basis of one-fourth of the 1932 assessed value.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the recommendation of the secretary and that sale be made in accordance with his suggestion. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$500 from the City of West Palm Beach for approximately 1355 lots in the subdivisions of Marimont, Woodlawn and Marion Park. Upon vote the motion was adopted and so ordered.

Application was presented from V. H. Osborn of Tampa, Florida, for correction deed covering land in Charlotte County sold in Deed No. 163. Grantee requested that oil and mineral reservation be eliminated from deed for the reason that notice of sale was published in December, 1943, prior to date said mineral reservation was made effective.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of Correction Deed No. 163—Charlotte County—in favor of V. H. Osborn, for the purpose of eliminating the oil and mineral reservation. Upon vote the motion was adopted and so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to reconsider action on request from Earl D. Farr of Punta Gorda, Florida, that oil and mineral reservation be eliminated from Deed No. 181—Charlotte County—in favor of E. Cathcart, the Trustees being of the opinion that the reservation should remain in the deed as the notice was advertised subsequent to January 1, 1944. Upon vote the motion was adopted.

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The Trustees reviewed the case of Egbert N. Bowyer of Sarasota County. It was explained that Mr. Bowyer was former owner of Lots 32 to 50 Haines City Terminals—Section 28, Township 27 South, Range 27 East, Polk County, but owing to non-payment of taxes certificates were issued in 1929, 1930 and 1933, and under the terms of Chapter 18296 title to the lots reverted to the State June 9, 1939; that in March, 1938, Mr. Bowyer was declared insane and was a patient of the Florida State Hospital from early May, 1938, to August 2, 1939; was released on furlough August 2, 1939, granted a discharge August 2, 1940, and restored to civil rights July 3, 1941. Mr. Bowyer submits that he was a charge of the State a greater part of the time during which he might have regained title to his property, which was sold to non-owners in September, 1944, and that he is not in position financially to put up the amount required under the protest rule and enter competitive bidding.

In a consideration of the circumstances, the Trustees felt that Mr. Bowyer should be given a deed to the property for an amount less than the regular one-fourth base bid. Whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to approve

sale of September 29, 1944, in favor of John R. Wadsworth, Jr., and Ernest M. Smith, and authorize deed in favor of Mr. Bowyer upon payment of \$50 plus costs incurred by bidders at sale. Upon vote the motion was adopted.

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Memorandum was presented from the Attorney General's Office re suit designated as Sanderson vs. Holland, in which it is stated that the suit seeks to determine title to certain Murphy Act land in Broward County sold by the Trustees to James W. Sanderson after title had also reverted to the Everglades Drainage District. The Memorandum further stated that the Clerk of the Circuit Court of Broward County had advertised the land for sale at public auction on December 18, 1944, and at the request of the Attorney General temporary restraining order was granted by Honorable George W. Tedder enjoining the Clerk from selling the land. Answer is now being prepared by the Attorney General's office.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the case be left in the hands of the Attorney General for settlement.

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Application was presented from the Town of Stuart, Florida, for conveyance under Chapter 21929 of 1943, of Lots 4 to 10, Block 1, Woodlawn Park Addition to Stuart. No offer was made for the property.

Upon recommendation of the Secretary, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize conveyance of the land under Chapter 21684, Acts of 1943, which does not require advertisement and public sale, upon payment of \$382.50—one-fourth of the 1932 assessed value. Upon vote the motion was adopted and so ordered.

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Action was deferred on application from Board of Public Instruction of Polk County for conveyance of 21 lots in Haines City for use in connection with Special Tax School District No. 2.

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Request was presented from Malinda Johnson, colored, for allowance of protest after expiration of the 21-day period. Statement was made that the applicant had lived on

the property for 40 years and thought she was exempt from payment of taxes and did not know the land had reverted to the State, no notice of sale having been delivered to her. Land is described as

Lot 13, Block 7—New Gainesville S/D of Section 4, Township 10 South, Range 20 East, Alachua County.

Motion was made by Mr. Mayo, seconded by Mr. Lee, that the Trustees grant request for allowance of protest based on the statements made. Upon vote the motion was adopted and so ordered.

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Letter was presented from J. O. McLaurin, on behalf of Seth F. A. Wood, requesting allowance of protest to Alachua County sale of November 22, 1944, to B. M. Bishop, involving the

S1½ of Block 25—Town of Archer.

Statement was made that Mr. Wood was out of the County at the time of the sale and has deposited with the Clerk the necessary amount for protest.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees allow protest requested by Mr. Wood and that the Clerk be so notified. Upon vote the motion was adopted and so ordered.

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The Secretary reported that there had been transmitted for consideration of the Trustees, applications from Clerks of the Circuit Courts of various counties, requesting cancellation of tax sale certificates all of which had been certified to the State under Chapter 18296, Acts of 1937.

Upon examination of the list of certificates, motion was made by Mr. Mayo, seconded by Mr. Larson and duly adopted, that based on statements made by the Clerks, the Trustees of the Internal Improvement Fund disclaim interest in the following certificates, the opinion being that they evidence no title in the State under Chapter 18296:

#### DADE COUNTY

Ctf. No.	3679 of 1926
	66343 of 1933
	16161 of 1930
	66343 of 1933
	18663 of 1927

## HENDRY COUNTY

Ctf. No. 348 of 1900  
 252 of 1905  
 2293 of 1933

## HERNANDO COUNTY

Ctf. No. 531 of 1928  
 661 of 1931  
 100 of 1928  
 393 of 1931  
 412 of 1931  
 78 of 1924  
 179 of 1926  
 1372 of 1933  
 1424 of 1931  
 149 of 1932

## HIGHLANDS COUNTY

Ctf. No. Pt. 161 of 1924  
 130 of 1924

## HILLSBOROUGH COUNTY

Ctf. NO.P-6574 of 1927  
 Pt. 19397 of 1933  
 5639 of 1929  
 Pt. 19405 of 1933  
 9374 of 1931  
 9925 of 1932  
 Pt. 19414 of 1933  
 6584 of 1927  
 Bal. 19427 of 1933  
 Bal. 6585 of 1927  
 Pt. 19434 of 1933  
 6589 of 1927  
 19443 of 1933  
 6594 of 1927  
 Bal. 19454 of 1933  
 Bal. 6600 of 1927  
 Pt. 19471 of 1933  
 Pt. 6604 of 1927  
 Pt. 5120 of 1928  
 Pt. 19480 of 1933  
 6607 of 1927  
 19488 of 1933  
 6608 of 1927  
 Pt. 19495 of 1933  
 Bal. 6612 of 1927  
 Bal. 19502 of 1933

OKALOOSA COUNTY  
Ctf. No. 62 of 1933POLK COUNTY  
Ctf. No. 5192 of 1933  
15989 of 1927  
18863 of 1928  
25714 of 1933ST. JOHNS COUNTY  
Ctf. No. 21 of 1895  
23 of 1900SUMTER COUNTY  
Ctf. Pt. 418 of 1915  
300 of 1919  
326 of 1921  
2624 of 1928  
1891 of 1929  
5874 of 1933  
241 of 1920  
480 of 1896  
372 of 1899  
102 of 1901  
184 of 1904SUWANNEE COUNTY  
Ctf. No. 242 of 1911  
1059 of 1931  
Pt. 1608 of 1933TAYLOR COUNTY  
Ctf. Pt. 322 of 1928SUMTER COUNTY  
Ctf. No. 156 of 1913  
92 of 1915  
113 of 1915  
212 of 1915  
126 of 1919  
1370 of 1929  
1374 of 1929

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Mr. Elliot reported that the following transfer was available to General Revenue from Receipts under Chapter 18296 and warrant has been drawn:

## TRANSFER UNDER CHAPTER 20368

J. Edwin Larson, State Treasurer.

For transfer to General Revenue Fund \$94,000.00

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The following refund check was issued during the month of December, 1944, under authority of the Trustees November 29, 1940:

F. M. Ford & Berenice A. Ford  
 c/o I. Walter Hawgins, C.C.C.  
 Volusia County  
 DeLand, Florida .....\$25.00

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The meeting recessed until 2:30 P. M.

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2:30 P. M.

## TRUSTEES' MATTERS PROPER

The Trustees reconvened at 2:30 P. M. with all members present except the State Treasurer and the Attorney General.

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Pursuant to action of the Trustees at the morning session, application from Arnold Oil Explorations, Inc., for lease under Contract No. 224 was again under consideration. Mr. J. Turner Butler, Special Attorney, submitted resolution which had been redrafted in compliance with suggestions made and stated that it was now ready for final consideration.

Upon discussion it was ascertained that the resolution provided for lease covering areas lying entirely North of the South line of Pasco County, and with reference to remaining areas covered by said contract interested property owners who filed protests will have an opportunity to be heard in the light of recent decision of the Supreme Court. It was recalled that protests were filed by the Tampa Chamber of Commerce and other interests along the coast from Sarasota, Pinellas and Hillsborough Counties.

Motion was made by Mr. Lee, seconded by Mr. Mayo and carried, that the following Resolution be adopted:

## R E S O L U T I O N

WHEREAS, the Trustees of the Internal Improvement Fund of the State of Florida entered into a certain exploration contract for oil, gas and minerals with an option to lease, with Arnold Oil Explorations, Inc., dated October 4, 1941, under authority of Chapter 20680 Laws of Florida, Acts of 1941, and

WHEREAS, subsequently said Arnold Oil Explorations, Inc., applied for a lease on the areas of submerged lands described in said exploration contract, and paid to the Trustees the sum of Five Hundred Dollars (\$500.00) per drilling block for each and every drilling block as defined by the State Engineer included in the description of submerged lands in said contract, and

WHEREAS, the Trustees, by resolution duly passed, accepted proof of performance of said exploration agreement and ordered the execution of the lease so applied for, and

WHEREAS, certain owners of property fronting upon the water front included in the area described in said contract and located south of the south line of Pasco County, Florida, extended, have filed certain protests against the execution of said lease, and the Trustees deem it proper to invite such protestants to appear and state their objections so that the same may be considered by the Trustees, and, if it appears advisable, submit same to said Arnold Oil Explorations, Inc., with a view to reconciling said objections with the rights of said Arnold Oil Explorations, Inc., and the obligations of the State under its said contract, as well as the said protesting property owners, and

WHEREAS, no objections have been raised to the execution of said lease by owners of property included in the area lying North of the South line of Pasco County, Florida, extended,

NOW, THEREFORE, BE IT RESOLVED:

That the Board does hereby order the execution of a lease as to drilling blocks drawn in conformity with said contract covering all that part of the submerged area described in said contract as to drilling blocks lying wholly north of the south

line of Pasco County, Florida, extended.

**RESOLVED FURTHER:**

That the execution of said lease as to the remaining areas covered by said contract shall be deferred until the interested property owners who filed protest against the same can be heard by the Board in the light of the principles of law settled by the recent decision of the Florida Supreme Court, and until such reasonable renegotiation of the terms of said contract as may be approved by the Board touching such protest may be undertaken with Arnold Oil Explorations, Inc.

**DONE AND ORDERED** at Tallahassee, Florida, this 27th day of December, A. D. 1944.

SPESSARD L. HOLLAND (SEAL)  
Governor

J. M. LEE (SEAL)  
Comptroller

..... (SEAL)  
Treasurer

..... (SEAL)  
Attorney General

NATHAN MAYO (SEAL)  
Commissioner of Agriculture  
As and composing the Trustees of the  
Internal Improvement Fund of the  
State of Florida.

Motion was also made by Mr. Lee, seconded by Mr. Mayo, that upon final checking of the terms and descriptions the lease be executed and delivered to Arnold Oil Explorations, Inc. Upon vote the motion was adopted and so ordered.

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Mr. Bayless stated that sufficient money had been deposited to take care of all payments due on Lease No. 224.

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Mr. Bayless read the following report from Mr. David B. Ericson on Consumers Gas and Fuel Company well in Dade County, the Trustees having requested such information at the meeting December 19, 1944.

## REPORT ON THE CONSUMERS GAS AND FUEL COMPANY WELL IN DADE COUNTY

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On December 22 I visited the location and made the following notes on the condition of the drilling equipment and the well:

The drilling mast is up and securely guyed, the guys being anchored to iron rods driven through the muck and into the solid limestone.

The timber frame of the drilling machine has been completely renewed. It is securely blocked up and anchored to deadmen by wire ropes.

The drilling cable has been replaced by new  $\frac{3}{4}$ " Roebling wire rope. A new  $\frac{7}{16}$ " wire rope was on the sand reel.

A 64-horsepower boiler has been installed. No steam was up at the time of my visit. However, the boiler appeared to be in reasonably good condition.

A crane with differential tackle for handling the bits has been fastened to the drilling mast.

A brick forge with a steam driven blower has been built. This is used to heat the bits before dressing them, and is situated within the radius of the crane.

On the ground were three 20' lengths of new  $12\frac{3}{4}$ " outside diameter casing. This casing was not threaded.

Two small wooden houses have been built directly south of the well.

The well is cased with the  $12\frac{3}{4}$ " casing. At the time of my visit the casing stood about three feet above the drilling platform. To check the depth of the well I lowered a string with a lead weight to the bottom. The depth is approximately 200 feet.

At Coral Gables I met Mr. Starr who gave me the following information:

200' of the 12 $\frac{3}{4}$ " casing is now in the well. It was impossible to obtain threaded casing without long delay. The procedure with the unthreaded casing is to cut it into 10' lengths. When sufficient hole has been made a length of casing is welded to the string in the hole which is then driven down with the drive clamps.

From a depth of 10' to its present depth of 200' the well has been in unconsolidated sand which cores badly and has a tendency to enter the well almost as fast as it is bailed out. Consequently, to keep the hole open it is necessary to drive the casing at very frequent intervals. It also leads to the necessity for an abnormal amount of bailing. From experience with other wells in the general vicinity, particularly, Grossman No. 1 and the U. S. Geological Survey test well drilled at 40-mile bend and Tamiami Trail, it is reasonable to suppose that the unconsolidated sand will extend to no greater depth than about 500'. Below the sand the well should enter limestone which will not require casing unless an unusually heavy flow of water is encountered. The Grossman No. 1 did not encounter such a water flow until it had reached a depth of 1120 feet. Naturally drilling, without the necessity of welding and driving casing at frequent intervals, will proceed much more rapidly.

Mr. Starr informs me that he has in his possession, although not at the well, sufficient new casing to case through the unconsolidated sand.

On December 22nd I met Mr. John McKain, the driller. Mr. McKain, who was with the Miami Ship Building Company on their Grossman No. 1 until that well was shut down, has been with the Consumers Gas and Fuel Company since October. Mr. McKain has had long experience in drilling oil wells with the standard Cable tool method in Pennsylvania and Cuba. He impresses me as being thoroughly capable. He informs me that he is preparing to stay with the company until the well is completed. According to Mr. Starr the former driller, who was unfamiliar with cable tools, failed to make more than about ten feet of hole. The present depth of 200 feet has been

reached by Mr. McKain in the last three weeks. Mr. McKain believes that he will reach the limestone in from four to five weeks, after which drilling will proceed more rapidly since no casing will be necessary. I think that that is a reasonably conservative estimate.

CONCLUSION: It is my opinion that the drilling equipment is now in satisfactory condition and entirely capable of reaching the required depth of 1500' within a reasonable space of time.

But with one condition, and that is that it be in the hands of an experienced driller. Apparently the former driller has had little or no experience with cable tools.

I believe that Mr. McKain, on the other hand, is thoroughly capable of handling the equipment at the well. His record at the Grossman No. 1 where the same type of drilling machine was used, supports my opinion of him.

Respectfully yours,  
DAVID B. ERICSON.

December 27, 1944.

Messrs. Starr and Copeland, on behalf of said Company renewed application for an extension of two years on Lease No. 170 dated March 16, 1941.

Mr. Bayless stated that while the equipment of the Company was antiquated, he would recommend that the extension be granted to March 16, 1946, with the understanding that if they have not complied by that time that the lease be cancelled. Mr. Elliot concurred in the recommendation of Mr. Bayless.

Motion was made by Mr. Lee, seconded by Mr. Mayo, that expiration date of Lease No. 170 in favor of Consumers Gas and Fuel Company be extended to March 16, 1946. Upon vote the motion was adopted and so ordered.

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Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. Elliot,  
Secretary.

Tallahassee, Florida,  
December 28, 1944.

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present:

Spessard L. Holland, Governor.  
J. Edwin Larson, Treasurer.  
Nathan Mayo, Commissioner of Agriculture.

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F. C. Elliot, Engineer and Secretary.  
F. E. Bayless, Land Clerk.

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R. A. Gray, Secretary of State.  
Colin English, Supt. of Public Instruction.

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Mr. Richard Ervin and Mr. Frank Heintz, Assistants in the Attorney General's office, reported that Mr. Watson had been delayed and would not be able to make report on agreement and deed form in connection with proposed Everglades National Park; however, that Mr. D. J. Chaney and Mr. C. R. Vinten had gone over the Memorandum of Understanding and deed form with Mr. Watson and that he had made some suggestions which had been embodied in the instruments; that he was still of the opinion that it was not necessary to convey title to the land until the Government was read to establish the park, the Memorandum of Understanding being sufficient to take care of protection and conservation of the area during the ten-year period during which the Federal Government would decide on whether or not the park would be established and during which the oil and mineral reservations could also be worked out.

The Proposed Memorandum of Understanding was read and discussed. Suggestions were made as to some changes in wording which were agreed upon by all parties. Consideration was given to requirements as to protection by oil companies of adjacent areas in case of overflow of oil and salt water.

Mr. Ervin presented the form of deed and explained the provisions and requirements included therein. Mr. Elliot submitted the map and indicated the boundaries of the re-

tracted area agreed upon. Mr. Chaney stated that he and Mr. Vinten had worked out the descriptions with Mr. Elliot and Mr. Bayless and that they were satisfactory to all parties. Mr. Chaney also stated that it would be agreeable to have the Secretary of the Interior approve and execute the Memorandum of Agreement, and upon approval of the deed in favor of the United States, the U. S. Fish and Wildlife Service would go in and carry out the protection and conservation of the area.

The changes suggested having been made, motion was offered by Mr. Larson, seconded by Mr. Mayo and carried, that the following Memorandum of Understanding be adopted and executed:

#### MEMORANDUM OF UNDERSTANDING

This Memorandum of understanding between the Trustees of the Internal Improvement Fund of the State of Florida, hereinafter referred to as the State and the United States Department of the Interior, hereinafter referred to as the Department, entered into this 28th day of December, A. D. 1944.

#### W I T N E S S E T H :

WHEREAS, at a conference held in Tallahassee, Florida, on December 13, 1944, between Governor Spessard L. Holland, Governor-elect Millard F. Caldwell, Trustees of the Internal Improvement Fund of the State of Florida and other State officials, and Ira N. Gabrielson, Director, United States Fish and Wildlife Service, Department of the Interior, and other officials of the Department of the Interior, it was proposed that the State of Florida grant and the United States accept title to a greater portion of the lands lying within the proposed Everglades National Park, pursuant to the provisions of Section 264.09, Florida Statutes 1941, Chapter 21690, Acts of 1943, and the Act of Congress of May 30, 1934, (40 Stat. 816) as amended, and,

WHEREAS, officials of the State of Florida and of the United States agreed to recommend to the proper authorities the grant and the acceptance of the State lands within the proposed Everglades National Park pursuant to and subject to

the provisions, conditions, and limitations of the aforesaid Acts of the Legislature of the State of Florida and of the Congress of the United States, and,

WHEREAS, it has been determined that pending the grant and acceptance of the title to said lands, and subsequent thereto, during a period of ten (10) years from December 6, 1944, it is essential to carry out wildlife conservation within the area intended to be included within the Everglades National Park.

NOW, THEREFORE, in consideration of the premises and under authority vested in the Trustees of the Internal Improvement Fund of the State of Florida and in the United States Department of the Interior, the parties hereto agree as follows:

1. That the Department will be requested, and hereby is requested, to cooperate with the officials of the State of Florida in enforcing and carrying out applicable provisions of law concerning the protection and conservation of wildlife resources within the area proposed to be transferred to the United States, pending actual transfer of title thereto.

2. The Department in accordance with the request of the Trustees of the Internal Improvement Fund of the State of Florida to cooperate in enforcing and carrying out the applicable provisions of both Federal and State laws concerning the conservation of wildlife in the area referred to above will cooperate in the enforcement of and will enforce, insofar as it is authorized by law, the provisions of such laws.

3. Insofar as possible, the said Trustees in granting oil, gas and mineral right leases and exploratory contracts within the proposed Everglades National Park area will require the proper disposition of waste materials resulting from operations under such leases and the lessees will be required to prevent damage to the surface of the lands and of the waters and of the vegetation adjacent to and affected by their operations.

4. In order to consolidate the holdings of the

Trustees of the Internal Improvement Fund of the State of Florida within the proposed Everglades National Park, the Trustees will endeavor to exchange lands held by them elsewhere for lands within the proposed Park now held by the Florida State Board of Education.

IN TESTIMONY WHEREOF, The said Trustees have hereunto subscribed their names and affixed their seals, at the Capitol, in the City of Tallahassee, on this the 28th day of December, A. D. Nineteen Hundred and Forty-four.

SPESSARD L. HOLLAND (SEAL)  
Governor

..... (SEAL)  
Comptroller

..... (SEAL)  
Attorney General

J. EDWIN LARSON (SEAL)  
Treasurer

NATHAN MAYO (SEAL)  
Commissioner of Agriculture

and the Secretary of the Interior has hereunto subscribed his name and executed this Memorandum of Understanding on behalf of the United States of America on this the ..... day of .....  
A. D. Nineteen Hundred and Forty .....

Secretary of the Interior

It was ordered that the executed copy be submitted to the Secretary of the Interior for approval and execution.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the deed as submitted be executed but not delivered until Memorandum of Understanding had been executed by the Secretary of the Interior. Upon vote the motion was adopted and so ordered.

Form of deed, exclusive of description, is as follows:

#### D E E D

This Deed made this 28th day of December, A. D. 1944, by and between the State of Florida through the Trustees of the Internal Improvement Fund of the State of Florida, Grantor, and

the United States of America, Grantee,

W I T N E S S E T H :

WHEREAS, pursuant to the provisions of Section 264.09, Florida Statutes 1941, and Chapter 21690, Acts of 1943, the Trustees of the Internal Improvement Fund of the State of Florida are authorized, in their discretion, to convey to the United States of America all or any part of lands in Dade, Monroe and Collier Counties held by said Trustees within the boundary of the proposed Everglades National Park for such National Park and pending establishment of the Everglades National Park for wildlife conservation purposes, and,

WHEREAS, the Secretary of the Interior, pursuant to the provisions of the Act of Congress of May 30, 1934, (48 Stat. 816) as amended, is authorized to accept title to said lands for wildlife conservation purposes and for subsequent inclusion within the Everglades National Park, and,

WHEREAS, it has been determined that a conveyance to the United States of America of a greater portion of the lands of the State of Florida within the proposed Everglades National Park subject to conditions, reservations and exceptions hereinafter set out is in the best interests of the State of Florida and that title thereto now may be accepted by the United States.

NOW, THEREFORE, in consideration of the premises and in consideration of the agreement of Grantee through the Secretary of the Interior to furnish such protection over the lands hereinafter described as may be necessary for the accomplishment of the purposes contemplated within the purposes of the Act of Congress of December 6, 1944, Public Law 463 of the 78th Congress, 2nd Session, and under authority of and in accordance with the provisions of Section 264.9, Florida Statutes, 1941, and Chapter 21690, Acts of 1943, the State of Florida through the Trustees of the Internal Improvement Fund of the State of Florida, does hereby grant and convey to the United States of America all of the right, title and interest of the State of Florida (except school lands) in and to those lands lying within the boundary herein-

after described:

(Description in Deed)

The lands located within the boundary line hereinbefore described not having been surveyed by the United States or the State of Florida, all references therein to Sections, Townships and Ranges and to the lines thereof are predicated on the projected Sections, Townships and Ranges as used and shown on the Department of the Interior, General Land Office Map entitled "Map To Accompany Report On The Unsurveyed Public Lands, Monroe County, Florida, including the Regions of the Ten Thousand Islands — Cape Sable — Florida Bay", dated 1933, but without prejudice to any actual survey on the ground in Townships, Ranges and Sections of the area within the boundary herein before described, and on a map No. N. P.—E. V. E. 6001, prepared by the United States Department of the Interior, National Park Service, Branch of Engineering, dated February, 1942, entitled "Land Status Map, Proposed Everglades National Park, Florida", a print of which latter map, including a delineation thereon of the boundary line hereinbefore described and designated "Revised Tentative Boundary—December, 1944", is on file in the records of the Trustees of the Internal Improvement Fund of the State of Florida and in the records of the National Park Service, United States Department of the Interior,

held by the Trustees of the Internal Improvement Fund or disposable under said authority by said Trustees within said boundary, whether title is vested in the name of said Trustees or in the State of Florida itself, including such lands within said boundary which are held by the Trustees of the Internal Improvement Fund for the State of Florida, Chapter 18296, Acts of 1937, but reserving unto the State of Florida the title to all oil, gas

and other minerals and mineral rights in and under all the lands included within the terms of this instrument, with the perpetual right of drilling, exploring, mining and operating for such oil, gas and other minerals and removing the same, with ingress and egress to, over and from said lands for such purposes and such rights shall include the power to make and execute royalty deeds, leases, contracts and other agreements with third parties covering such oil, gas and other minerals and mineral rights, and subject to the condition subsequent that in the event the Everglades National Park is not established within ten (10) years from December 6, 1944, or upon the abandonment of the Park at any time after its establishment, all of which is specifically provided for in the Act of Congress of May 30, 1934, (48 Stat. 816) as amended, and in Section 264.09, Florida Statutes 1941, title to all lands herein conveyed shall revert in the State of Florida without further act on the part of either the United States or of the State of Florida.

IN TESTIMONY WHEREOF The said Trustees of the Internal Improvement Fund of the State of Florida have hereunto subscribed their names and affixed the official seal of said Trustees, and have caused the seal of the Department of Agriculture of the State of Florida to be hereunto affixed, at the Capitol, in the City of Tallahassee, on this the 28th day of December, A. D. 1944.

### STATE OF FLORIDA

BY :

(SEAL)	.....	(SEAL)
TRUSTEES INTERNAL	<i>Governor</i>	
IMPROVEMENT FUND	.....	(SEAL)
	<i>Comptroller</i>	
(SEAL)	.....	(SEAL)
DEPARTMENT OF	<i>Treasurer</i>	
AGRICULTURE	.....	(SEAL)
	<i>Attorney General</i>	
	.....	(SEAL)
	<i>Commissioner of</i>	
	<i>Agriculture</i>	
	.....	(SEAL)

As and Composing the Trustees of the Internal Improvement Fund of the State of Florida.

Accepted

UNITED STATES DEPARTMENT OF THE INTERIOR

.....  
*Secretary of the Interior*

Date:.....  
\_\_\_\_\_

Upon motion duly adopted, the Trustees adjourned.

SPESSARD L. HOLLAND,  
Governor-Chairman.

ATTEST: F. C. ELLIOT,  
Secretary.  
\_\_\_\_\_

CHAPTER 610  
MONTHLY STATEMENT  
RECEIPTS—DISBURSEMENTS—BALANCES

1943	Receipts	Disbursements	Balance Last Day
Balance December 31, 1942			\$119,050.27
January .....	\$ 10,441.84	\$ 1,438.05	128,054.06
February .....	4,839.08	1,252.93	131,640.21
March .....	22,996.07	1,482.78	153,153.50
April .....	16,399.93	2,705.13	166,848.30
May .....	36,661.16	3,946.96	199,562.50
June .....	60,680.28	95,967.39	164,275.39
July .....	19,275.19	1,863.13	181,687.45
August .....	12,591.53	1,170.00	193,108.98
September .....	6,164.23	1,785.54	197,487.67
October .....	30,564.90	2,578.09	225,474.48
November .....	12,888.57	9,555.40	228,807.65
December .....	9,095.89	3,459.72	234,443.82
Totals.....	\$242,598.67	\$127,205.12	\$234,443.82

  

1944.			
Balance December 31, 1943			\$234,443.82
January .....	\$ 11,385.70	\$ 9,761.68	236,067.84
February .....	6,380.80	1,552.60	240,896.04
March .....	10,813.34	82,176.19	169,533.19
April .....	28,203.91	2,473.54	195,263.56
May .....	25,135.73	5,663.90	214,735.39
June .....	12,351.61	4,807.86	222,279.14
July .....	31,408.14	3,804.90	249,882.38
August .....	21,469.59	1,900.22	269,451.75
September .....	18,626.64	6,182.05	281,896.34
October .....	11,843.74	4,070.25	289,669.83
November .....	15,911.06	84,783.94	220,796.95
December .....	93,845.40	1,863.77	312,778.58
Totals.....	\$287,375.66	\$209,040.90	\$312,778.58

CHAPTER 20667, ACTS OF 1941  
OIL LEASES  
1943-1944

1943	Receipts	Disbursements	Balance Last Day
Balance December 31, 1942			\$ 2,895.00
1943 .....	\$ 21,237.50	None	24,132.50
Balance December 31, 1943			24,132.50
1944 .....	15,555.39	\$31,576.25	8,111.64
Totals.....	\$ 36,792.89	\$ 31,576.25	\$ 8,111.64

**TOTAL ALL SOURCES...**

CHAPTER 18296  
MONTHLY STATEMENT  
RECEIPTS—DISBURSEMENTS—BALANCES

1943	Receipts	Disbursements	Balance Last Day
Balance December 31, 1942			\$ 1,878.94
January .....	\$ 22,099.63	\$ 16,131.15	7,847.42
February .....	33,357.18	32,493.79	8,710.81
March .....	17,617.82	21,749.47	4,579.16
April .....	27,138.95	26,148.91	5,569.20
May .....	13,443.50	16,065.09	2,947.61
June .....	54,320.71	41,450.08	15,818.24
July .....	68,841.64	41,363.00	43,296.88
August .....	46,282.84	51,075.00	38,504.72
September .....	68,780.34	51,663.20	55,621.86
October .....	41,442.67	51,279.98	45,784.55
November .....	49,585.28	50,850.00	44,519.83
December .....	31,356.36	51,120.33	24,755.86
Totals.....	\$474,266.92	\$451,390.00	\$ 24,755.86
1944			
Balance December 31, 1943			\$ 24,755.86
January .....	\$ 7,364.98	\$ 26,464.38	5,656.46
February .....	36,068.91	31,016.24	10,709.13
March .....	52,767.40	31,131.61	32,344.92
April .....	34,723.37	51,170.70	15,897.59
May .....	38,716.85	41,353.76	13,260.68
June .....	25,318.66	27,868.92	10,710.42
July .....	26,742.65	25,988.93	11,464.14
August .....	43,279.75	31,070.65	23,673.24
September .....	58,676.87	51,346.91	31,003.20
October .....	87,856.71	101,459.49	17,400.42
November .....	91,832.10	76,503.49	32,729.03
December .....	76,587.01	95,250.00	14,066.04
Totals.....	\$579,935.26	\$590,625.08	\$ 14,066.04



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